



California Regulatory Notice Register

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The *California Regulatory Notice Register* is an official state publication of the Office of Administrative Law containing notices of proposed regulatory actions by state regulatory agencies to adopt, amend or repeal regulations contained in the California Code of Regulations. The effective period of a notice of proposed regulatory action by a state agency in the *California Regulatory Notice Register* shall not exceed one year [Government Code § 11346.4(b)]. It is suggested, therefore, that issues of the *California Regulatory Notice Register* be retained for a minimum of 18 months.

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PROPOSED ACTION ON REGULATIONS

Information contained in this document is published as received from agencies and is not edited by Thomson West.

TITLE 3. DEPARTMENT OF FOOD AND AGRICULTURE

NOTICE IS HEREBY GIVEN that the Department of Food and Agriculture amended Section 3406(b) of the regulations in Title 3 of the California Code of Regulations pertaining to the Mediterranean Fruit Fly Interior Quarantine as an emergency action that was effective on October 15, 2007. The Department proposes to continue the regulation as amended and to complete the amendment process by submission of a Certificate of Compliance no later than April 14, 2008.

A public hearing is not scheduled. A public hearing will be held if any interested person, or his or her duly authorized representative, submits a written request for a public hearing to the Department contact no later than 15 days prior to the close of the written comment period. Following the public hearing if one is requested, or following the written comment period if no public hearing is requested, the Department of Food and Agriculture may certify that there was compliance with the provisions of Section 11346.1 of the Government Code within 120 days of the emergency regulation.

Notice is also given that any person interested may present statements or arguments in writing relevant to the action proposed to the agency officer named below on or before February 11, 2008.

INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

Existing law obligates the Department of Food and Agriculture to protect the agricultural industry in California and prevent the spread of injurious pests (Food and Agricultural Code, Sections 401 and 403). Existing law also provides that the Secretary may establish, maintain, and enforce such regulations as he deems necessary to prevent the spread of pests to protect California's agricultural industry (Food and Agricultural Code, Section 5322).

This amendment established a new quarantine area for Mediterranean fruit fly of approximately 75 square miles surrounding the San Jose area of Santa Clara County. The effect of the amendment was to implement

the authority for the State to regulate movement of hosts and possible carriers of Mediterranean fruit fly within and from the 75 square mile area under quarantine in Santa Clara County to prevent artificial spread of the fly to noninfested areas in order to protect California's agricultural industry. There is no existing, comparable federal regulation or statute.

COST TO LOCAL AGENCIES AND SCHOOL DISTRICTS

The Department of Food and Agriculture has determined that Section 3406 does not impose a mandate on local agencies or school districts, except that an agricultural commissioner of a county under quarantine has a duty to enforce it. No reimbursement is required under Section 17561 of the Government Code because the Santa Clara County Agricultural Commissioner requested that this area become the area under quarantine; therefore, there are no mandated costs associated with the addition of the San Jose area to the regulation.

The Department also has determined that the regulation will involve no costs or savings to any state agency, no nondiscretionary costs or savings to local agencies or school districts, no reimbursable costs or savings to local agencies or school districts under Part 7 (commencing with Section 17500) of Division 4 of the Government Code, and no costs or savings in federal funding to the State.

EFFECT ON HOUSING COSTS

The Department has made an initial determination that the proposed action will not affect housing costs.

EFFECT ON BUSINESSES

The Department has made an initial determination that the proposed action will not have a significant, statewide adverse economic impact directly affecting California businesses, including the ability of California businesses to compete with businesses in other states.

COST IMPACT ON REPRESENTATIVE PRIVATE PERSON OR BUSINESS

The cost impact of the amended regulation on a representative private person or business is not expected to be significantly adverse. A representative person or business could incur costs of approximately \$88 per year in reasonable compliance with the proposed action.

ASSESSMENT

The Department has made an assessment that the proposed amendment to the regulation would not (1) create

or eliminate jobs within California, (2) create new business or eliminate existing businesses within California, or (3) affect the expansion of businesses currently doing business within California.

ALTERNATIVES CONSIDERED

The Department of Food and Agriculture must determine that no reasonable alternative considered by the Department or that has otherwise been identified and brought to the attention of the Department would be more effective in carrying out the purpose for which the action is proposed or would be as effective and less burdensome to affected private persons than the proposed action.

AUTHORITY

The Department amended Section 3406(b) pursuant to the authority vested by Sections 407, 5301, 5302, and 5322 of the Food and Agricultural Code of California.

REFERENCE

The Department amended Section 3406(b) to implement, interpret and make specific Sections 5301, 5302, and 5322, Food and Agricultural Code.

EFFECT ON SMALL BUSINESS

The amendment of this regulation may affect small businesses.

CONTACT

The agency officer to whom written comments and inquiries about the initial statement of reasons, proposed action, location of the rulemaking file, request for a public hearing, and final statement of reasons may be directed is: Stephen S. Brown, Department of Food and Agriculture, Plant Health and Pest Prevention Services, 1220 N Street, Room A-316, Sacramento, California 95814, (916) 654-1017, FAX (916) 654-1018, E-mail: sbrown@cdfa.ca.gov. In his absence, you may contact Liz Johnson at (916) 654-1017. Questions regarding the substance of the proposed regulations should be directed to Stephen S. Brown.

INTERNET ACCESS

The Department has posted the information regarding this proposed regulatory action on its Internet web-site (www.cdfa.ca.gov/cdfa/pendingregs).

AVAILABILITY OF STATEMENT OF REASONS AND TEXT OF PROPOSED REGULATIONS

The Department of Food and Agriculture has prepared an initial statement of reasons for the proposed action, has available all the information upon which its proposal is based, and has available the express terms of the proposed action. A copy of the initial statement of reasons and the proposed regulations in underline and strikeout form may be obtained upon request. The location of the information on which the proposal is based may also be obtained upon request. In addition, the final statement of reasons is available upon request. Requests should be directed to the contact named herein.

If the regulations adopted by the Department differ from, but are sufficiently related to the action proposed, they will be available to the public for at least 15 days prior to the date of adoption. Any person interested may obtain a copy of said regulations prior to the date of adoption by contacting the agency officer (contact) named herein.

TITLE 3. DEPARTMENT OF FOOD AND AGRICULTURE

ARTICLE 27 Lettuce

(Notice published December 28, 2007)

NOTICE OF PROPOSED RULEMAKING

NOTICE IS HEREBY GIVEN that the California Department of Food and Agriculture (Department) proposes to amend Title 3, Article 27, Sections 1438.7 and 1438.17 of the California Code of Regulations (CCR).

The Department has not scheduled a public hearing on this proposed action. However, the Department will hold a hearing if it receives a written request for a public hearing from any interested person, or his or her authorized representative, no later than 15 days before the close of the written comment period.

WRITTEN COMMENT PERIOD

Any interested person, or his or her authorized representative, may submit written comment relevant to the proposed regulatory action to the Department. The written comment period closes at 5:00 p.m. on February 11, 2008. The Department will consider only comments received at the Department office by that time. Submit comments to:

Rick S. Jensen, Chief
Inspection and Compliance Branch
California Department of Food and Agriculture
1220 N Street
Sacramento, CA 95814

AUTHORITY AND REFERENCE

Notice is hereby given that the Department of Food and Agriculture, pursuant to the authority vested by Sections 407, 42681, and 42682 of the California Food and Agricultural Code (F&A Code), and to implement, interpret, or make specific Section 42941 of the F&A Code proposes to amend regulations in Title 3 of the CCR.

INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

Section 407 of the F&A Code declares that the Secretary may adopt such regulations as are reasonably necessary to carry out the provisions that he is directed or authorized to administer or enforce.

The F&A Code Section 42681 gives the Secretary authority to make regulations as are reasonably necessary to secure uniformity and enforcement. Section 42682 states no new regulation concerning standard containers or pack may be adopted unless that container and pack have gone through the experimental container and pack permit process.

Section 42941 declares it unlawful for any person to prepare, pack, place, or deliver any fruits, nuts, and vegetables unless their containers conform to all provisions outlined in the CCR.

Head lettuce currently has five containers defined as standard. Lettuce also has pack requirements of eighteen, twenty-four, or thirty heads per box. Section 1438.7 and 1438.17 outline standard container requirements and exemptions as well as pack regulations.

Innovative growers have produced smaller heads of lettuce marketed as baby lettuce, which cannot meet standard pack or standard container requirements. Industry has gone through the necessary experimental permit process and has exhausted its renewals.

Changing the pack requirement would affect all non-consumer boxes and may impact industry in a negative way by disrupting normal channels of trade. Adding several new containers may have the same effect. Industry would rather exempt baby lettuce from standard container and pack requirements by creating a maximum size requirement.

DISCLOSURES REGARDING THE PROPOSED ACTION

The Department has made the following initial determinations:

Mandate on local agencies and school districts: None.
Cost or savings to any state agency: None.

Cost to any local agency or school district which must be reimbursed in accordance with Government Code Sections 17500 through 17630: None.

Other nondiscretionary cost or saving imposed on local agencies: None.

Cost or savings in federal funding to the state: None.

Significant, statewide adverse economic impact directly affecting business including the ability of California businesses to compete with businesses in other states: None.

Cost impacts on a representative private person or business: The Department is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action:

Adoption of these regulations will not:

1. Create or eliminate jobs within California;
2. Create new businesses or eliminate existing businesses within California; or
3. Affect the expansion of businesses currently doing business within California.

Significant effect on housing costs: None.

EFFECT ON SMALL BUSINESS

The Department has initially determined the proposed changes to the regulations would result in no added costs to small businesses affected by these proposed changes. Due to size differences, baby head lettuce does not conform to current head lettuce standard container or pack requirements. The proposed changes allow baby head lettuce to be packed and shipped, thus expanding industry's ability to market their product.

CONSIDERATION OF ALTERNATIVES

The Department has initially determined that no reasonable alternative considered by the Department, or that has otherwise been identified and brought to the attention of the Department, would be more effective in carrying out the purpose for which these regulations are proposed, or would be as effective and less burdensome to affected private persons than the proposed regulations.

CONTACT PERSONS

Inquiries concerning the proposed administrative action may be directed to:

Rick S. Jensen, Chief
Inspection and Compliance Branch
California Department of Food and Agriculture
1220 N Street, Sacramento, CA 95814
Telephone: (916) 445-2180; Fax: (916) 445-2427

The backup contact person for these inquiries is:

Susan Shelton, Staff Services Analyst
Inspection and Compliance Branch
California Department of Food and Agriculture
1220 N Street, Sacramento, CA 95814
Telephone: (916) 445-2180; Fax: (916) 445-2427

Please direct requests for copies of the proposed text of the regulations, the initial statement of reasons, the modified text of the regulation, if any, or other information upon which the rulemaking is based to Ms. Shelton at the above address.

AVAILABILITY OF STATEMENT OF REASONS AND TEXT OF PROPOSED REGULATIONS

The Department will have the rulemaking file available for inspection and copying throughout the rulemaking process at its office at 560 J Street, Suite 220, Sacramento, CA 95814. As of the date this notice is published in the Notice Register, the rulemaking file consists of this notice, the proposed text of the regulations, the initial statement of reasons, and the petition received from Western Growers Association. Copies may be obtained by contacting Ms. Shelton at the address or phone number listed above.

AVAILABILITY OF CHANGED OR MODIFIED TEXT

After considering all timely and relevant comments received, the Department may adopt the proposed regulations substantially as described in this notice. If the Department makes modifications, which are sufficiently related to the originally proposed text, it will make the modified text (with the changes clearly indicated) available to the public for a minimum of 15 days before the Department adopts the regulations as revised. Please send requests for copies of any modified regulations to the attention of Ms. Shelton at the address indicated above. The Department will accept written comments on the modified regulations for 15 days after the date on which they are made available.

AVAILABILITY OF FINAL STATEMENT OF REASONS

Upon its completion, copies of the Final Statement of Reasons may be obtained by contacting Ms. Shelton at the above address.

AVAILABILITY OF DOCUMENTS ON THE INTERNET

Copies of the Notice of Proposed Action, the Initial Statement of Reasons, and the text of the regulations in underline and strikeout can be accessed through our website at: www.cdfr.ca.gov/Regulations.html.

TITLE 4. CALIFORNIA HORSE RACING BOARD

NOTICE OF PROPOSAL TO AMEND RULE 1865. ALTERING OF SEX OF HORSE

The California Horse Racing Board (Board) proposes to amend the regulation described below after considering all comments, objections or recommendations regarding the proposed action.

PROPOSED REGULATORY ACTION

The Board proposes to amend Rule 1865, Altering of Sex of Horse, to provide that the trainer shall be responsible for ensuring the true sex of a horse he entered to race, or caused to be entered to race, is entered on the certificate of registration on file in the racing office. If the true sex of the horse is not recorded by the scratch time for the race in which it is entered, the stewards shall declare the horse from the race.

PUBLIC HEARING

The Board will hold a public hearing starting at **9:30 a.m., Thursday, February 28, 2008**, or as soon after that as business before the Board will permit, at the **Arcadia City Hall, 240 West Huntington Drive, Arcadia, California**. At the hearing, any person may present statements or arguments orally or in writing about the proposed action described in the informative digest. It is requested, but not required, that persons making oral comments at the hearing submit a written copy of their testimony.

WRITTEN COMMENT PERIOD

Any interested persons, or their authorized representatives, may submit written comments about the pro-

posed regulatory action to the Board. The written comment period closes at **5:00 p.m., on February 11, 2008**. The Board must receive all comments at that time; however, written comments may still be submitted at the public hearing. Submit comments to:

Harold Coburn, Regulation Analyst
California Horse Racing Board
1010 Hurley Way, Suite 300
Sacramento, CA 95825
Telephone (916) 263-6397
Fax: (916) 263-6022
E-Mail: harolda@chrb.ca.gov

AUTHORITY AND REFERENCE

Authority cited: Sections 19420, 19440, 19460 and 19562, Business and Professions (B&P) Code.

Reference: Section 19420 and 19562, B&P Code.

B&P Code Sections 19420, 19440, 19460 and 19562 authorize the Board to adopt the proposed regulation, which would implement, interpret or make specific Section 19420 and 19562, B&P Code.

INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

Business and Professions (B&P) Code Section 19420 states jurisdiction and supervision over meetings in California where horse races with wagering on their results are held or conducted, and over all persons or things having to do with the operation of such meetings, is vested in the California Horse Racing Board (Board). B&P Code Section 19440 provides that the Board shall have all powers necessary and proper to enable it to carry out fully and effectually the purposes of this chapter. Responsibilities of the Board shall include adopting rules and regulations for the protection of the public and the control of horse racing and pari-mutuel wagering. B&P Code Section 19562 provides that the Board may prescribe rules, regulations, and conditions, consistent with the provisions of this chapter, under which all horse races with wagering on their results shall be conducted in California.

During fiscal year 2006/07 the stewards at California racetracks issued 44 rulings against trainers who did not report the gelding of a horse by time of entry. The failure to report, or untimely reporting of a first time gelding is an ongoing problem. The Board has attempted to address the issue with the assistance and cooperation of examining veterinarians, horse identifiers, racing office personnel and horsemen's groups, but all efforts failed to completely solve the problem and provide information regarding a horse's true sex to the public in a timely

manner. Many changes to a horse's sex are not detected until the day of the race in which such horse is entered — too late to be useful information for the wagering public. This is an important issue to many horse racing fans, as they rely on full disclosure of a horse's condition in placing wagers. Many fans believe that a recent change in a horse's sex (gelding/castration) can affect the performance of the horse, and lack of such information may cause fans to place wagers they otherwise would not.

The proposed amendment to Board Rule 1865 adds a new Subsection 1865(d), which holds the trainer responsible for reporting the true sex of a horse he entered, or caused to be entered, if the true sex was different from that listed on the certificate of registration on file in the racing office. Holding the trainer responsible is a logical extension of Board Rule 1887, Trainer to Insure Condition of Horse, which states the ". . .trainer is the absolute insurer of and responsible for the condition of the horses entered in a race, regardless of the acts of third parties. . . ." Under a new Subsection 1865(d) (1), if the trainer fails to report the true sex of the horse by the scratch time for the race in which it is entered, the stewards shall declare the horse from the race. In general, horses are entered at least 72 hours prior to the race. This provides plenty of time for a trainer to ensure the true sex of the horse is reported. Scratch times for races are clearly promulgated in the condition book for the race meeting, which are available at the racing office, and online. They are also printed on the "overnight" which is a document that is issued by the racing office around two hours after the races are drawn.

DISCLOSURE REGARDING THE PROPOSED ACTION

Mandate on local agencies and school districts: none.

Cost or savings to any state agency: none.

Cost to any local agency or school district that must be reimbursed in accordance with Government Code Section 17500 through 17630: none.

Other non-discretionary costs or savings imposed upon local agencies: none.

Cost or savings in federal funding to the state: none.

The Board has made an initial determination that the proposed amendment of Rule 1865 will not have a significant, statewide adverse economic impact directly affecting business including the ability of California businesses to compete with businesses in other states.

Cost impact on representative private persons or businesses: The Board is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action.

Significant effect on housing costs: none.

The adoption of the proposed amendment of Rule 1865 will not (1) create or eliminate jobs within California; (2) create new businesses or eliminate existing businesses within California; or (3) affect the expansion of businesses currently doing business within California.

Effect on small businesses: none. The proposal to amend Rule 1865 does not affect small businesses because horse racing is not a small business under Government Code Section 11342.610.

CONSIDERATION OF ALTERNATIVES

In accordance with Government Code Section 11346.5, subdivision (a)(13), the Board must determine that no reasonable alternative considered, or that has otherwise been identified and brought to the attention of the Board, would be more effective in carrying out the purpose for which the action is proposed, or would be as effective and less burdensome on affected private persons than the proposed action.

The Board invites interested persons to present statements or arguments with respect to alternatives to the proposed regulation at the scheduled hearing or during the written comment period.

CONTACT PERSON

Inquiries concerning the substance of the proposed action and requests for copies of the proposed texts of the regulations, the initial statement of reasons, the modified texts of the regulations, if any, and other information upon which the rulemaking is based should be directed to:

Harold Coburn, Regulation Analyst
California Horse Racing Board
1010 Hurley Way, Suite 300
Sacramento, CA 95825
Telephone: (916) 263-6397
E-mail: harolda@chrb.ca.gov

If the person named above is not available, interested parties may contact:

Andrea Ogden, Regulation Analyst
Telephone: (916) 263-6033

AVAILABILITY OF INITIAL STATEMENT OF REASONS AND TEXT OF PROPOSED REGULATION

The Board will have the entire rulemaking file available for inspection and copying throughout the rule-

making process at its offices at the above address. As of the date this notice is published in the Notice Register, the rulemaking file consists of this notice, the proposed text of the regulations, and the initial statement of reasons. Copies may be obtained by contacting Harold Coburn, or the alternative contact person at the address, phone number or e-mail address listed above.

AVAILABILITY OF MODIFIED TEXT

After holding a hearing and considering all timely and relevant comments received, the Board may adopt the proposed regulations substantially as described in this notice. If modifications are made which are sufficiently related to the originally proposed texts, the modified texts, with changes clearly marked, shall be made available to the public for at least 15 days prior to the date on which the Board adopts the regulations. Requests for copies of any modified regulations should be sent to the attention of Harold Coburn at the address stated above. The Board will accept written comments on the modified regulations for 15 days after the date on which they are made available.

AVAILABILITY OF STATEMENT OF REASONS

Requests for copies of the final statement of reasons, which will be made available after the Board has adopted the proposed regulations in their current or modified form, should be sent to the attention of Harold Coburn at the address stated above.

BOARD WEB ACCESS

The Board will have the entire rulemaking file available for inspection throughout the rulemaking process at its web site. The rulemaking file consists of the notice, the proposed texts of the regulations and the initial statement of reasons. The Board's web site address is: www.chrb.ca.gov.

TITLE 4. CALIFORNIA HORSE RACING BOARD

NOTICE OF PROPOSAL TO AMEND RULE 1844. AUTHORIZED MEDICATION

The California Horse Racing Board (Board) proposes to amend the regulation described below after considering all comments, objections or recommendations regarding the proposed action.

PROPOSED REGULATORY ACTION

The Board proposes to amend Rule 1844. Authorized Medication. The proposed amendment would establish

levels at which certain anabolic steroids may be present in the official urine test sample. The official urine test sample may contain one of the following drug substances, their metabolites or analogs, in an amount that does not exceed the specified levels: Stanazolol at 1 nanograms per milliliter; Nandrolone at 1 nanograms per milliliter for geldings, fillies and mares, and 45 nanograms for males other than geldings; Boldenone at 15 nanograms per milliliter in males other than geldings; Testosterone at 20 nanograms per milliliter in geldings, 55 nanograms per milliliter in fillies or mares. Testosterone at any level in males other than geldings is not a violation.

PUBLIC HEARING

The Board will hold a public hearing starting at **9:30 a.m., Thursday, February 28, 2008**, or as soon after that as business before the Board will permit, at the **Arcadia City Hall, 240 West Huntington Drive, Arcadia, California**. At the hearing, any person may present statements or arguments orally or in writing about the proposed action described in the informative digest. It is requested, but not required, that persons making oral comments at the hearing submit a written copy of their testimony.

WRITTEN COMMENT PERIOD

Any interested persons, or their authorized representative, may submit written comments about the proposed regulatory action to the Board. The written comment period closes at **5:00 p.m., on February 11, 2008**. The Board must receive all comments at that time; however, written comments may still be submitted at the public hearing. Submit comments to:

Harold Coburn, Regulation Analyst
California Horse Racing Board
1010 Hurley Way, Suite 300
Sacramento, CA 95825
Telephone (916) 263-6397
Fax: (916) 263-6022
E-Mail: harolda@chr.ca.gov

AUTHORITY AND REFERENCE

Authority cited: Sections 19440 and 19562, Business and Professions (B&P) Code. Reference: Sections 19580 and 19581, B&P Code.

B&P Code Sections 19440 and 19562 authorize the Board to adopt the proposed regulation, which would implement, interpret or make specific Sections 19580 and 19581, B&P Code.

INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

B&P Code Section 19440 provides that the Board shall have all powers necessary and proper to enable it to carry out fully and effectually the purposes of this chapter. Responsibilities of the Board shall include, but not be limited to, adopting rules and regulations for the protection of the public and the control of horse racing and pari-mutuel wagering. B&P Code Section 19562 states the Board may prescribe rules, regulations, and conditions, consistent with the provisions of this chapter, under which all horse races with wagering on their results shall be conducted in this State. B&P Code Section 19580 requires the Board to adopt regulations to establish policies, guidelines, and penalties relating to equine medication in order to preserve and enhance the integrity of horse racing in the State. B&P Code Section 19581 provides that no substance of any kind shall be administered by any means to a horse after it has been entered to race in a horse race, unless the Board has, by regulation, specifically authorized the use of the substance and the quantity and composition thereof.

The Board proposes to amend Rule 1844 by adding new Subsections (e)(10) through (e)(13) to provide for allowed levels of certain anabolic steroids in the official urine test sample. Anabolic steroids, which are also referred to as androgenic-anabolic steroids, are a class of drugs that mimic the male hormone testosterone. Anabolic steroids have a long history of abuse in human and equine athletics. They are prohibited in most major horse racing jurisdictions around the world including Ireland, England, France, Germany, Dubai, Hong Kong, Japan and Australia. Anabolic steroids have not been prohibited or regulated by horse racing jurisdictions in the United States (US), including California, and are currently in common use. A national movement to regulate anabolic steroids began over the last several years, which has paralleled similar efforts in human professional sports. National horse racing organizations such as Racing Medication and Testing Consortium (RMTC), Racing Commissioners International (RCI), Jockey Club and Grayson/Jockey Club Welfare and Safety of the Racehorse Summit have called for the regulation of anabolic steroids in US horse racing.

The proposed amendment to Board Rule 1844 is based on the model anabolic steroid rule developed by the RMTC and adopted by the RCI. The RCI model rule was developed based on many years of experience regulating anabolic steroids internationally.

A new Subparagraph (e)(10) allows Stanazolol at a level of 1 nanograms per milliliter. Stanazolol is a US Food And Drug Administration approved anabolic steroid for horses, and is commonly used in horse racing. The proposed level of 1 nanograms per milliliter corre-

lates to an estimated 30-day withdrawal period. This effectively limits the drug's clinical use in California racehorses, because for all practical purposes the drug is not present in the horse's system at the proposed level. Additionally, the proposed level is the same as the stanozolol level provided in the national RCI model rule on anabolic steroids. This will allow interstate travel of racehorses with uniformity in testing.

A new Subparagraph (e)(11) allows Nandrolone at 1 nanograms per milliliter. The proposed level is consistent with international standards.

A new Subparagraph (e)(12) allows Boldenone at 15 nanograms per milliliter in males other than geldings. Boldenone is produced at detectable levels in the biological production of testosterone in non-gelded males. The proposed threshold of 15 nanograms per milliliter for Boldenone in urine of non-gelded males is an internationally recognized standard. An official urine test sample in excess of the proposed level indicates that the horse was drugged or medicated.

A new Subparagraph (e)(13) allows testosterone at 20 nanograms per milliliter in geldings, and 55 nanograms per milliliter in fillies or mares. Testosterone at any level in males other than geldings is not a violation. Testosterone is present in all horses including females and geldings. Normal testosterone levels for both females and geldings are well documented. An official urine test sample in excess of the proposed levels indicates the horse was drugged or medicated. Testosterone will not be regulated in non-gelded males, as it would require testing methodology not readily available at horse racing laboratories. Internationally, testosterone is not currently regulated in non-gelded males in any racing jurisdiction.

DISCLOSURE REGARDING THE PROPOSED ACTION

Mandate on local agencies and school districts: none.

Cost or savings to any state agency: none.

Cost to any local agency or school district that must be reimbursed in accordance with Government Code Section 17500 through 17630: none.

Other non-discretionary costs or savings imposed upon local agencies: none.

Cost or savings in federal funding to the state: none.

The Board has made an initial determination that the proposed amendment of Rule 1844 will not have a significant statewide adverse economic impact directly affecting business including the ability of California businesses to compete with businesses in other states.

Cost impact on representative private persons or businesses: The Board is not aware of any cost impacts that a representative private person or business would

necessarily incur in reasonable compliance with the proposed action.

Significant effect on housing costs: none.

The adoption of the proposed amendment of Rule 1844 will not (1) create or eliminate jobs within California; (2) create new businesses or eliminate existing businesses within California; or (3) affect the expansion of businesses currently doing business within California.

Effect on small businesses: none. The proposal to amend Rule 1844 does not affect small businesses because horse racing is not a small business under Government Code Section 11342.610.

CONSIDERATION OF ALTERNATIVES

In accordance with Government Code Section 11346.5, subdivision (a)(13), the Board must determine that no reasonable alternative considered, or that has otherwise been identified and brought to the attention of the Board, would be more effective in carrying out the purpose for which the action is proposed, or would be as effective and less burdensome on affected private persons than the proposed action.

The Board invites interested persons to present statements or arguments with respect to alternatives to the proposed regulation at the scheduled hearing or during the written comment period.

CONTACT PERSON

Inquiries concerning the substance of the proposed action and requests for copies of the proposed text of the regulation, the initial statement of reasons, the modified text of the regulation, if any, and other information upon which the rulemaking is based should be directed to:

Harold Coburn, Regulation Analyst
California Horse Racing Board
1010 Hurley Way, Suite 300
Sacramento, CA 95825
Telephone: (916) 263-6397
E-mail: harolda@chrb.ca.gov

If the person named above is not available, interested parties may contact:

Andrea Ogden, Regulation Analyst
Telephone: (916) 263-6033
E-mail: andreaogden@chrb.ca.gov

AVAILABILITY OF INITIAL STATEMENT OF REASONS AND TEXT OF PROPOSED REGULATION

The Board will have the entire rulemaking file available for inspection and copying throughout the rule-

making process at its offices at the above address. As of the date this notice is published in the Notice Register, the rulemaking file consists of this notice, the proposed text of the regulation, and the initial statement of reasons. Copies may be obtained by contacting Harold Coburn, or the alternative contact person at the address, phone number or e-mail address listed above.

AVAILABILITY OF MODIFIED TEXT

After holding a hearing and considering all timely and relevant comments received, the Board may adopt the proposed regulation substantially as described in this notice. If modifications are made which are sufficiently related to the originally proposed text, the modified text, with changes clearly marked, shall be made available to the public for at least 15 days prior to the date on which the Board adopts the regulation. Requests for copies of any modified regulations should be sent to the attention of Harold Coburn at the address stated above. The Board will accept written comments on the modified regulation for 15 days after the date on which it is made available.

AVAILABILITY OF STATEMENT OF REASONS

Requests for copies of the final statement of reasons, which will be made available after the Board has adopted the proposed regulation in its current or modified form, should be sent to the attention of Harold Coburn at the address stated above.

BOARD WEB ACCESS

The Board will have the entire rulemaking file available for inspection throughout the rulemaking process at its web site. The rulemaking file consists of the notice, the proposed text of the regulation and the initial statement of reasons. The Board's web site address is: www.chrb.ca.gov.

TITLE 5. SUPERINTENDENT OF PUBLIC INSTRUCTION

NOTICE OF PROPOSED RULEMAKING AMENDMENT TO TITLE 5, CALIFORNIA CODE OF REGULATIONS REGARDING CHILD CARE AND DEVELOPMENT PROGRAMS — DESIRED RESULTS DEVELOPMENTAL PROFILE

[Notice published December 28, 2007]

NOTICE IS HEREBY GIVEN that the State Superintendent of Public Instruction (SSPI) proposes to adopt the regulations described below after considering all comments, objections, or recommendations regarding the proposed action.

PUBLIC HEARING

California Department of Education (CDE) staff, on behalf of the SSPI, will hold a public hearing beginning at **9:00 a.m. on February 14, 2008**, at 1430 N Street, Room 4102, Sacramento. The room is wheelchair accessible. At the hearing, any person may present statements or arguments, orally or in writing, relevant to the proposed action described in the Informative Digest. The SSPI requests that any person desiring to present statements or arguments orally notify the Regulations Coordinator of such intent. The SSPI requests, but does not require, that persons who make oral comments at the public hearing also submit a written summary of their statements. No oral statements will be accepted subsequent to this public hearing.

WRITTEN COMMENT PERIOD

Any interested person, or his or her authorized representative, may submit written comments relevant to the proposed regulatory action to:

Debra Strain, Regulations Coordinator
LEGAL DIVISION
California Department of Education
1430 N Street, Room 5319
Sacramento, CA 95814

Comments may also be submitted by facsimile (FAX) at 916-319-0155 or by e-mail to regcomments@cde.ca.gov. Comments must be received by the Regulations Coordinator prior to **5:00 p.m. on February 14, 2008**.

AVAILABILITY OF CHANGED OR MODIFIED TEXT

Following the public hearing and considering all timely and relevant comments received, the SSPI may adopt the proposed regulations substantially as described in this Notice or may modify the proposed regulations if the modifications are sufficiently related to the original text. With the exception of technical or grammatical changes, the full text of any modified regulation will be available for 15 days prior to its adoption from the Regulations Coordinator and will be mailed to those persons who submit written comments related to this

regulation, or who provide oral testimony at the public hearing, or who have requested notification of any changes to the proposed regulations.

AUTHORITY AND REFERENCE

Authority: Section 8261, Education Code.

References: Section 8203, Education Code.

INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

Existing law (Education Code section 8261) requires the SSPI to adopt regulations specifying standards of agency performance. Regulations pertaining to the use of the Desired Results Developmental Profile (DRDP) were adopted in September 2003.

The purpose of the proposed amendments to California Code of Regulations, title 5, section 18272 is to clarify what types of programs contracted with the CDE are required to assess children with the Desired Results Developmental Profile — Revised (DRDP–R); change the frequency of assessment of infants and toddlers with the DRDP–R in order to comply with current best practice; and to replace obsolete language regarding children with exceptional needs with current accepted terminology.

DISCLOSURES REGARDING THE PROPOSED ACTION

The SSPI has made the following initial determinations:

Mandate on local agencies and school districts: None

Cost or savings to any state agency: None

Costs to any local agencies or school districts for which reimbursement would be required pursuant to Part 7 (commencing with section 17500) of division 4 of the Government Code: None

Other non–discretionary costs or savings imposed on local educational agencies: None

Costs or savings in federal funding to the state: None

Significant, statewide adverse economic impact directly affecting business including the ability of California businesses to compete with businesses in other states: None

Cost impacts on a representative private person or businesses: The SSPI is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action.

Adoption of these regulations will not 1) create or eliminate jobs within California; 2) create new businesses or eliminate existing businesses within Califor-

nia; or 3) affect the expansion of businesses currently doing business within California.

Effect on housing costs: None

Effect on small businesses: The proposed amendments to the regulations do not affect small businesses because the regulations apply only to school districts and not to business practices.

CONSIDERATION OF ALTERNATIVES

The SSPI must determine that no reasonable alternative it considered or that has otherwise been identified and brought to his attention, would be more effective in carrying out the purpose for which the action is proposed, or would be as effective and less burdensome to affected private persons than the proposed action.

The SSPI invites interested persons to present statements or arguments with respect to alternatives to the proposed regulations at the scheduled hearing or during the written comment period.

CONTACT PERSONS

Inquiries concerning the content of this regulation should be directed to:

Aurora Dominguez, Consultant
Child Development Division
California Department of Education
1430 N Street, 3rd Floor
Sacramento, CA 95814
Telephone: 916–323–4601

Inquiries concerning the regulatory process may be directed to the Regulations Coordinator or Connie Diaz, Regulations Analyst, at 916–319–0860.

INITIAL STATEMENT OF REASONS AND INFORMATION

The SSPI has prepared an Initial Statement of Reasons for the proposed regulation and has available all the information upon which the proposal is based.

TEXT OF PROPOSED REGULATION AND CORRESPONDING DOCUMENTS

Copies of the exact language of the proposed regulation, the Initial Statement of Reasons, and all of the information upon which the proposal is based, may be obtained upon request from the Regulations Coordinator. These documents may also be viewed and downloaded from the CDE's Web site at <http://www.cde.ca.gov/re/lr/rr/>.

AVAILABILITY AND LOCATION OF THE FINAL STATEMENT OF REASONS AND RULEMAKING FILE

All the information upon which the proposed regulations are based is contained in the rulemaking file which is available for public inspection by contacting the Regulations Coordinator.

You may obtain a copy of the Final Statement of Reasons once it has been prepared, by making a written request to the Regulations Coordinator.

REASONABLE ACCOMMODATION FOR ANY INDIVIDUAL WITH A DISABILITY

Pursuant to the *Rehabilitation Act of 1973*, the *Americans with Disabilities Act of 1990*, and the *Unruh Civil Rights Act*, any individual with a disability who requires reasonable accommodation to attend or participate in a public hearing on proposed regulations, may request assistance by contacting Aurora Dominguez, Child Development Division, 1430 N Street, 3rd Floor, Sacramento, CA, 95814; telephone, 916-323-4601. It is recommended that assistance be requested at least two weeks prior to the hearing.

TITLE 10. INVESTMENT

[Notice published December 28, 2007]

NOTICE OF PROPOSED RULEMAKING

The Department of Financial Institutions ("Department") proposes to adopt the proposed regulations described below after considering all comments, objections, and recommendations regarding the proposed action.

PUBLIC HEARING

The Department has not scheduled a public hearing on this proposed action. However, the Department will hold a hearing if any interested person or duly authorized representative submits a written request for a public hearing no later than 15 days before the close of the written comment period.

WRITTEN COMMENT PERIOD

Any interested person, or his or her authorized representative, may submit written comments relevant to the proposed regulatory action to the Department. The written comment period closes at 5:00 p.m. on February

11, 1008. The Department will consider only comments received at the Department offices by that time. Submit comments to:

Manuela Rumsey
Staff Counsel
Department of Financial Institutions
1810 13th Street
Sacramento, CA 95811
Fax (916) 324-2011
mrumsey@dfi.ca.gov

AUTHORITY AND REFERENCE

Financial Code Section 215 authorizes the Department to adopt the proposed regulations, which would implement, interpret, or make specific Section 690, et seq., of the Financial Code.

INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

This rulemaking action clarifies and makes specific the requirements to qualify for an automatic exemption from the application process for equity compensation plans or awards issued by California state-chartered banks.

Financial Code Section 697 exempts from the application process any transaction or security which the Commissioner of Financial Institutions ("Commissioner") finds as not necessary or appropriate in the public interest or for the protection of investors. Financial Code Section 215 authorizes the Commissioner to issue regulations deemed necessary or advisable in executing the powers, duties, and responsibilities of the Department.

The Department proposes to adopt Sections 10.19700, 10.19800, 10.19801, 10.19802 and 10.19803 in Title 10 of the California Code of Regulations ("CCR"). The regulations proposed in this rulemaking would establish an automatic exemption from the application/permit process for qualifying equity compensation plans or awards of banks. It would also establish the application process for equity compensation plans or awards that do not qualify for the automatic exemption.

DISCLOSURES REGARDING THE PROPOSED ACTION

The Department has made the following determinations:

Mandate on local agencies and school districts: None.
Cost or savings to any state agency: De minimis savings over current practice of issuing an order of exemption.

Cost to any local agency or school district which must be reimbursed in accordance with Government Code Sections 17500 through 17630: None.

Other nondiscretionary cost or savings imposed local agencies: None.

Cost or savings in federal funding to the state: None.

Significant, statewide adverse economic impact directly affecting business including the ability of California businesses to compete with businesses in other states: None.

Cost impacts on a representative private person or business: The Department is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action. However, there would be a slight cost reduction due to the removal of the steps of requesting an order of exemption.

Adoption of these regulations will not:

- (1) create or eliminate jobs within California;
- (2) create new businesses or eliminate existing businesses within California; or
- (3) affect the expansion of businesses currently doing business within California.

Significant effect on housing costs: None.

Small Business Determination

The proposed regulations will not affect small business. The proposed regulations relate to the adoption and implementation by banks of equity compensation plans or awards. Government Code Section 11342.610 excludes financial institutions, including banks, from the definition of "small business."

CONSIDERATION OF ALTERNATIVES

In accordance with Government Code Section 11346.5, subdivision (a)(13), the Department must determine that no reasonable alternative it considered, or that has otherwise been identified and brought to the attention of the agency, would be more effective in carrying out the purpose for which the action is proposed, or would be as effective and less burdensome to affected private persons than the proposed action.

The Department invites interested persons to present statements or arguments with respect to alternatives to the proposed regulations during the written comment period.

CONTACT PERSONS

Inquiries concerning the proposed rulemaking may be directed to:

Manuela Rumsey
Staff Counsel
Department of Financial Institutions
1810 13th Street
Sacramento, CA 95811
Tel. (916) 322-5983
Fax (916) 324-2011
mrumsey@dfi.ca.gov

The backup contact person is:

Kenneth Sayre-Peterson
Acting General Counsel
Department of Financial Institutions
1810 13th Street
Sacramento, CA 95811
Tel. (916) 322-1570
Fax. (916) 324-2011
ksayre-peterson@dfi.ca.gov

AVAILABILITY OF STATEMENT OF REASONS AND TEXT OF PROPOSED REGULATIONS

The Department will have the entire rulemaking file available for inspection and copying throughout the rulemaking process at the above address. As of the date this notice is published in the Notice Register, the rulemaking file consists of this notice, the proposed text of the regulations, and the initial statement of reasons. Copies may be obtained by contacting Ms. Rumsey at the address or phone number listed above.

AVAILABILITY OF CHANGED OR MODIFIED TEXT

After considering all timely and relevant comments received, the Department may adopt the proposed regulations substantially as described in this notice. If the Department makes modifications that are sufficiently related to the originally proposed text, it will make the modified text (with the changes clearly indicated) available to the public for at least 15 days before the Department adopts the regulations as revised. Please send requests for copies of any modified regulations to the attention of Ms. Rumsey at the address indicated above. The Department will accept written comments on the modified regulations for 15 days after the date on which they are made available.

AVAILABILITY OF THE FINAL STATEMENT OF REASONS

Upon its completion, copies of the Final Statement of Reasons may be obtained by contacting Ms. Rumsey at the above address.

AVAILABILITY OF DOCUMENTS ON THE INTERNET

Copies of the Notice of Proposed Action, the Initial Statement of Reasons, and the text of the regulations in underline and strikeout can be accessed through our Web site at www.dfi.ca.gov.

TITLE 10. DEPARTMENT OF FINANCIAL INSTITUTIONS

NOTICE OF PROPOSED RULEMAKING

The Department of Financial Institutions ("Department") proposes to adopt the proposed regulations described below after considering all comments, objections, and recommendations regarding the proposed action.

PUBLIC HEARING

The Department has not scheduled a public hearing on the proposed action. However, the Department will hold a hearing if it receives a written request for a public hearing from any interested person, or his or her authorized representative, no later than 15 days before the close of the written comment period.

WRITTEN COMMENT PERIOD

Any interested person, or his or her authorized representative, may submit written comments relevant to the proposed regulatory action to the Department. Comments may also be submitted by facsimile (FAX) at (415) 288-8830 or by email to pcrayton@dfi.ca.gov. The written comment period closes at 5:00 p.m. on February 11, 2008. Submit comments to:

Paul T. Crayton
Staff Counsel
Department of Financial Institutions
111 Pine Street, Suite 1100
San Francisco, CA 94111

AUTHORITY AND REFERENCE

Financial Code section 215 authorizes the Commissioner to issue such rules and regulations consistent with law as her or she may deem necessary or advisable in executing the powers, duties, and responsibilities of the Department. These proposed regulations implement, interpret, and make specific section 1223 of the Financial Code.

INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

This rulemaking action clarifies and makes specific the collateral declared ineligible by the Commissioner referenced in Financial Code section 1223.

Financial Code Section 1223 states, in part, that an obligation shall not be deemed secured by collateral unless it has not been declared ineligible by the commissioner.

The proposed regulation provides a list of the personal property or the types of personal property the Commissioner declares to be ineligible as security.

DISCLOSURES REGARDING THE PROPOSED ACTION

Mandate on local agencies and school districts: None.
Cost or savings to any state agency: None.

Cost to any local agency or school district which must be reimbursed in accordance with Government Code sections 17500 through 17630: None.

Other nondiscretionary cost or savings imposed on local agencies: None.

Cost or savings in federal funding to the states: None.
Small Business Determination

The proposed regulations will not affect small business. The proposed regulations relate to applications by banks and trust companies to acquire their own shares. Government Code Section 11342.610 excludes financial institutions, including banks and trusts, from the definition of "small business."

Significant, statewide adverse economic impact directly affecting business including the ability of California businesses to compete with businesses of other states: None.

Cost impacts on a representative private person or business: The Department is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action.

Adoption of this regulation will not:

- (1) create or eliminate jobs within California;
- (2) create new businesses or eliminate existing businesses within California; or
- (3) affect the expansion of businesses currently doing business within California.

Significant effect on housing costs: None.

CONSIDERATION OF ALTERNATIVES

In accordance with Government Code section 11346.5, subdivision (a)(13), the Department must determine that no reasonable alternative it considered or that has otherwise been identified and brought to the

attention of the agency would be more effective in carrying out the purpose for which the action is proposed or would be as effective and less burdensome to affected private persons than the proposed action.

The Department invites interested persons to present statements or arguments with respect to alternatives to the proposed regulations at the scheduled hearing or during the written comment period.

CONTACT PERSONS

Inquiries concerning the proposed administrative action may be directed to:

Paul Crayton
Department of Financial Institutions
111 Pine Street, Suite 1100
San Francisco, CA 94111
Telephone: (415) 263-8541

If Mr. Crayton is unavailable please contact:

Ken Sayre-Peterson
Department of Financial Institutions
1810 13th Street
Sacramento, CA 95814-7118
Telephone: (916) 322-1570

AVAILABILITY OF STATEMENT OF REASONS AND TEXT OF PROPOSED REGULATIONS

The Department will have the entire rulemaking file available for inspection and copying throughout the rulemaking process at the above address. As of the date this notice is published in the Notice Register, the rulemaking file consists of this notice, the proposed text of the regulations, and the initial statement of reasons. Copies may be obtained by contacting Mr. Crayton at the address or phone number listed above.

AVAILABILITY OF CHANGED OR MODIFIED TEXT

After considering all timely and relevant comments received, the Department may adopt the proposed regulations substantially as described in this notice. If the Department makes modifications which are sufficiently related to the originally proposed text, it will make the modified text (with the changes clearly indicated) available to the public for at least 15 days before the Department adopts the regulations as revised. Please send requests for copies of any modified regulations to the attention of Mr. Crayton at the address indicated above. The Department will accept written comments on the

modified regulations for 15 days after the date on which they are made available.

AVAILABILITY OF THE FINAL STATEMENT OF REASONS

Upon its completion, copies of the Final Statement of Reasons may be obtained by contacting Mr. Crayton at the above address.

AVAILABILITY OF DOCUMENTS ON THE INTERNET

Copies of the Notice of Proposed Action, the Initial Statement of Reasons, and the text of the regulations in underline and strikeout can be accessed through our website at www.dfi.ca.gov.

TITLE 13. CALIFORNIA HIGHWAY PATROL

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL

NOTICE OF PROPOSED REGULATORY ACTION

TITLE 13, CALIFORNIA CODE OF REGULATIONS
DIVISION 2, CHAPTER 1 ARTICLE 3
AMEND SECTIONS 615 THROUGH 619.1, ADOPT
SECTION 619.2;
DIVISION 2, CHAPTER 6, ARTICLE 5.
AMEND TITLE

FLEET OWNER INSPECTION AND MAINTENANCE STATIONS (CHP-R-06-11)

The California Highway Patrol (CHP) proposes to amend regulations contained in Title 13, California Code of Regulations (13 CCR) governing the issuance and use of Fleet Owner Inspection and Maintenance Station (IMS) licenses, and to adopt a new regulatory section to provide a process for requesting exemption from regulation.

INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

As a result of the CHP's regulatory review process, amendments are proposed which are intended to further

clarify and make more specific the existing requirements contained in the California Vehicle Code (VC) and 13 CCR governing IMS license issuance and use. These regulations are found in 13 CCR Division 2, Chapter 1, Article 3, Fleet Owner Inspection and Maintenance Stations, Sections 615 through 619.1.

The proposed amendments clarify the criteria the CHP uses for accepting and/or rejecting an IMS license application or renewal. Further, proposed amendments specify records maintenance requirements used as control measures for the activities of the licensees. Information technology has advanced significantly in the decades since the section was adopted, and the CHP proposes to clarify that certain publications, which are required to be maintained, may be accessed via the internet.

The CHP proposes to clarify that the licensee is acting as an authorized agent of the CHP for the purpose of verifying proof of correction on enforcement documents. In addition, the procurement price of the IMS vehicle compliance stickers is being increased from 25 cents to 75 cents to reflect the current cost of sticker production/manufacturing. Added Section 619.2 is proposed to identify a process for requesting exemption from regulation.

The CHP also proposes to make other clarifying and nonsubstantive changes to the language of these sections.

PUBLIC COMMENTS

Any interested person may submit written comments on the proposed action via facsimile at (916) 446-4579 or by writing to:

California Highway Patrol
Commercial Vehicle Section — 062
ATTN: Don Callaway
P.O. Box 942898
Sacramento, CA 94298-0001

Written comments must be received no later than 5:00 p.m., February 11, 2008.

No public hearing has been scheduled. If any person desires a public hearing, a written request must be received by the California Highway Patrol, Commercial Vehicle Section, no later than 15 days prior to the close of the written comment period.

AVAILABILITY OF INFORMATION

The CHP has available for public review an initial statement of reasons for the proposed regulatory action, the information upon which this action is based (the rulemaking file), and the proposed regulation text. Re-

quests to review or receive copies of this information should be directed to the CHP at the above address, by facsimile at (916) 446-4579 or by calling the CHP, Commercial Vehicle Section at (916) 445-1865. Facsimile requests for information should include the following information: the title of the rulemaking package, the requester's name, proper mailing address (including city, state and zip code), and a daytime telephone number in case the information is incomplete or illegible.

The rulemaking file is available for inspection at the California Highway Patrol, Commercial Vehicle Section, 444 North Third Street, Sacramento, CA, 95814. Interested parties are advised to call for an appointment.

All documents regarding the proposed action are also available through the CHP website at www.chp.ca.gov/regulations.

Any person desiring to obtain a copy of the adopted text and a final statement of reasons may request them at the above noted address. Copies will also be posted on our website.

CONTACT PERSON

Any inquiries concerning the written materials pertaining to the proposed regulations should be directed to Mr. Gary Ritz, California Highway Patrol, Commercial Vehicle Section, at (916) 445-1865. Inquiries regarding the substance of the proposed regulations should be directed to Mr. Don Callaway, Commercial Vehicle Section, at (916) 445-1865.

ADOPTION OF PROPOSED REGULATIONS

After consideration of public comments, the CHP may adopt the proposal substantially as set forth without further notice. If the proposal is modified prior to adoption and the change is not solely grammatical or nonsubstantive in nature, the full text of the resulting regulation, with the changes clearly indicated, will be made available to the public for at least 15 days prior to the date of adoption.

FISCAL AND ECONOMIC IMPACT

The CHP has made an initial determination that this proposed regulatory action: (1) will have no effect on housing costs; (2) will not impose any new mandate upon local agencies or school districts; (3) involves no nondiscretionary or reimbursable costs or savings to any local agency or school district; nor costs or savings to any state agency, or federal funding to the state; (4) will neither create nor eliminate jobs in the State of California nor result in the elimination of existing businesses or create or expand businesses in the State of

California; and (5) will not have a significant statewide adverse economic impact directly affecting businesses, including the ability of California businesses to compete with businesses in other states. The regulated community is encouraged to respond during the comment period of this regulatory process if significant impacts are identified.

COST IMPACTS ON REPRESENTATIVE PRIVATE PERSONS OR BUSINESSES

The California Highway Patrol is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action. However, should an IMS licensee elect to participate in the voluntary use of IMS stickers, the cost for those stickers is proposed to be increased from 25 cents to 75 cents to cover the actual cost to the California Highway Patrol. The California Highway Patrol sells approximately 900 stickers annually.

EFFECT ON SMALL BUSINESS

The CHP has not identified any adverse impact on small businesses. Some of the amendments contained in the proposed regulatory action will have a negligible increase in fees and record keeping costs.

ALTERNATIVES

In accordance with Government Code Section 11346.5(a)(13), the California Highway Patrol must determine that no reasonable alternative considered by the California Highway Patrol, or that has otherwise been identified and brought to the attention of the California Highway Patrol, would be more effective in carrying out the purpose for which the action is proposed, or would be as effective and less burdensome to affected private persons than the proposed action. The California Highway Patrol invites interested parties to present statements or arguments with respect to alternatives to the proposed regulations during the written comment period.

AUTHORITY

This regulatory action is being taken pursuant to Section 2525.2 VC.

REFERENCE

This action implements, interprets, or makes specific Sections 2500–2505 and 2525–2525.12 VC.

TITLE 13. CALIFORNIA HIGHWAY PATROL

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL

NOTICE OF PROPOSED REGULATORY ACTION

TITLE 13, CALIFORNIA CODE OF REGULATIONS,
DIVISION 2
CHAPTER 6.5, AMEND ARTICLE 9, SECTION 1293

WHEELCHAIR SCHOOL BUSES (CHP–R–06–17)

The California Highway Patrol (CHP) proposes to amend regulations in Title 13, California Code of Regulations, related to requirements for wheelchair school buses.

INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

Section 2402 of the California Vehicle Code (VC) authorizes the CHP to adopt and enforce rules and regulations necessary to carry out its duties. Section 34501.5 VC authorizes the department to adopt reasonable rules and regulations that, in the judgment of the department, are designed to promote the safe operation of vehicles described in Sections 38045 and 82321 of the Education Code and Sections 545 and 34500 VC.

The CHP adopted standards for wheelchair school buses, in approximately 1979. These standards are contained in Section 1293, Title 13, California Code of Regulations (13 CCR).

The CHP now proposes to amend Section 1293, with the purpose of harmonizing California regulation with federal regulation as required by the Motor Vehicle Safety Act, Chapter 301, Title 49, United States Code (49 USCS §§ 30101 et seq.). In addition, language has been added that will allow a school bus owner to modify the seating configuration if done in accordance with the regulation.

Federal Motor Vehicle Safety Standards (FMVSS), Sections 571.217 and 571.222 in effect October 1, 2005, are incorporated by reference.

PUBLIC COMMENTS

Any interested person may submit written comments on this proposed action via facsimile at (916) 446-4579, by email to cvsregs@chp.ca.gov, or by writing to:

CHP, Enforcement Services Division
Commercial Vehicle Section
ATTN: Mr. Mike Chaffee
P. O. Box 942898
Sacramento, CA 94298-0001

Written comments will be accepted until 5:00 PM, February 11, 2008.

No public hearing has been scheduled. If any person desires a public hearing, a written request must be received by the CHP, Commercial Vehicle Section, no later than 15 days prior to the close of the written comment period.

AVAILABILITY OF INFORMATION

The CHP has available for public review an initial statement of reasons for the proposed regulatory action, the information upon which this action is based (the rulemaking file), and the proposed regulation text. Requests to review or receive copies of this information should be directed to the CHP at the address provided, by facsimile at (916) 446-4579 or by calling the CHP, Commercial Vehicle Section at (916) 445-1865. Facsimile requests for information should include the following information: the title of the rulemaking package, the requester's name, proper mailing address (including city, state, and zip code), and a daytime telephone number in case the information is incomplete or illegible.

The rulemaking file is available for inspection at Commercial Vehicle Section, 444 North Third Street, Sacramento. Interested parties are advised to call for an appointment.

All documents regarding the proposed action are also available through our web site at www.chp.ca.gov/regulations.

Any person desiring to obtain a copy of the adopted text and a final statement of reasons may request them at the noted address. Copies will also be posted on our web site.

CONTACT PERSON

Any inquiries concerning the written materials pertaining to the proposed regulations should be directed to Mr. Mike Chaffee or Mr. Gary Ritz, CHP, Commercial Vehicle Section at (916) 445-1865. Inquiries regarding

the substance of the proposed regulations should be directed to Mr. Mike Chaffee.

ADOPTION OF PROPOSED REGULATIONS

After consideration of public comments, the CHP may adopt the proposal substantially as set forth without further notice. If the proposal is modified prior to adoption and the change is not solely grammatical or nonsubstantive in nature, the full text of the resulting regulation, with the changes clearly indicated, will be made available to the public for at least 15 days prior to the date of adoption.

FISCAL AND ECONOMIC IMPACT

The CHP has made an initial determination that this proposed regulatory action: (1) will have no affect on housing costs; (2) will not impose any new mandate upon local agencies or school districts; (3) involves no nondiscretionary or reimbursable costs or savings to any local agency or school district; nor costs or savings to any state agency, or federal funding to the state; (4) will neither create nor eliminate jobs in the State of California nor result in the elimination of existing businesses or create or expand businesses in the State of California; and (5) will not have a significant statewide adverse economic impact directly affecting businesses including the ability of California businesses to compete with businesses in other states. The regulated community is encouraged to respond during the comment period of this regulatory process if significant impacts are identified.

COST IMPACTS ON REPRESENTATIVE PRIVATE PERSONS OR BUSINESSES

The CHP is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action.

EFFECT ON SMALL BUSINESSES

The CHP has determined that the proposed regulatory action will not affect small businesses. This proposed regulatory action will harmonize CHP regulation with Federal regulations and will not create any new fiscal requirements.

ALTERNATIVES

In accordance with Government Code Section 11346.5(a)(13), the CHP must determine that no rea-

sonable alternative considered by the CHP, or that has otherwise been identified and brought to the attention of the CHP, would be more effective in carrying out the purpose for which the action is proposed, or would be as effective and less burdensome to affected private persons than the proposed action. The CHP invites interested parties to present statements or arguments with respect to alternatives to the proposed regulations during the written comment period.

AUTHORITY

This regulatory action is being taken pursuant to Sections 2402, 24011 and 34501.1 VC.

REFERENCE

This action implements, interprets, or makes specific Sections 2402, 24011 and 34501.1 VC.

TITLE 13. DEPARTMENT OF MOTOR VEHICLES

NOTICE OF INTENTION TO AMEND THE CONFLICT OF INTEREST CODE OF TITLE 13: DEPARTMENT OF MOTOR VEHICLES

NOTICE IS HEREBY GIVEN that the Department of Motor Vehicles, pursuant to the authority vested in it by section 87306 of the Government Code, proposes amendment to its Conflict of Interest Code located in Title 13, Section 1 of the California Code of Regulations. The purpose of these amendments is to implement the requirements of sections 87300 through 87302, and 87306 of the Government Code.

The Department of Motor Vehicles (the department) proposes to amend its Conflict of Interest Code to include employee positions that involve the making or participation in the making of decisions that may foreseeably have a material effect on any financial interest, as set forth in subdivision (a) of section 87302 of the Government Code. The proposed amendment affects the Appendix of Designated Employee Positions by: (1) adding new employee positions to the list of designated positions; (2) deleting employee positions from the list of designated positions; (3) changing the disclosure category for some existing designated positions; and, (4) reflecting the reorganization and title changes of the department since the Conflict of Interest Code was last adopted.

This amendment reflects the organizational structure of the Department as of September 1, 2007. Copies of the amended code are available and may be requested from the Contact Person set forth below.

Any interested person may submit written statements, arguments, or comments relating to the proposed amendments by submitting them in writing no later than **February 11, 2008**, or at the conclusion of the public hearing, if requested, whichever comes later, to the Contact Person set forth below.

At this time, no public hearing has been scheduled concerning the proposed amendments. If any interested person or person's representative requests a public hearing, he or she must do so no later than **January 28, 2008**, by contacting the Contact Person set forth below.

The Department of Motor Vehicles has prepared a written explanation of the reasons for the proposed amendments (Initial Statement of Reasons) and has available the information on which the amendments are based. Copies of the proposed amendments, the Initial Statement of Reasons, and the information on which the amendments are based may be obtained by contacting the Contact Person set forth below.

The Department of Motor Vehicles has determined that the proposed amendments:

1. Impose no mandate on local agencies or school districts.
2. Impose no costs or savings on any state agency.
3. Impose no costs on any local agency or school district that are required to be reimbursed under Part 7 (commencing with Section 17500) of Division 4 of Title 2 of the Government Code.
4. Will not result in any nondiscretionary costs or savings to local agencies.
5. Will not result in any costs or savings in federal funding to the state.
6. Will not have any potential cost impact on private persons, businesses or small business.

In making these proposed amendments, the Department of Motor Vehicles must determine that no alternative considered by the agency would be more effective in carrying out the purpose for which the amendments are proposed or would be as effective and less burdensome to affected persons than the proposed amendments.

Contact Person: All inquiries concerning this proposed amendment and any communication required by this notice should be directed to: Randi Calkins at the Department of Motor Vehicles, Regulations Branch, C244, PO Box 932382, Sacramento, CA 94232-3820, or at (916) 657-8898, or rcalkins@dmv.ca.gov. In the absence of the department representative, inquiries may

be directed to Erik Meyer at (916) 657-8954 or emeyer@dmv.ca.gov.

TITLE 19. GOVERNOR'S OFFICE OF EMERGENCY SERVICES

TITLE 19. PUBLIC SAFETY

DIVISION 2. OFFICE OF EMERGENCY SERVICES

CHAPTER 6. DISASTER ASSISTANCE ACT

NOTICE OF PROPOSED AMENDMENT OF REGULATIONS

NOTICE IS HEREBY GIVEN that the Governor's Office of Emergency Services (hereafter OES) proposes to amend its regulations necessary to implement state hazard mitigation as authorized by Sections 8685(b) and 8686.4(b) of the Disaster Assistance Act (amended by Assembly Bill 1432 — Chapter 822; approved by the Governor on October 12, 2001). OES also proposes to amend various sections of Title 19, Division 2, Chapter 6 of the California Code of Regulations (CCR) as detailed below to allow for consistency with current practices, as well as create a streamlined program that best meets the needs of local agencies in California when disaster strikes.

The regulations to be amended are found in California Code of Regulations, Title 19, commencing with Section 2900. The amendments are indicated by strike-out and underline in the proposed text of regulations, and are available online or on request from the agency official designated in this notice.

Public Hearing

The OES has not scheduled a public hearing on this proposed regulation package, however, the OES will hold a hearing if it receives a written request for a public hearing from any interested person, or his or her authorized representative, no later than 15 days before the close of the written comment period.

Written Comment Period

Any interested person, or his or her authorized representative, may submit written comments by US Postal Service mail, e-mail or fax, relevant to the proposed regulatory action to the OES. The written comment period closes at 5:00 PM on February 15, 2008. The OES will consider only comments received at the OES offices by that time. Submit comments to:

Patricia Rapozo
Governor's Office of Emergency Services
3650 Schriever Avenue
Mather, CA 95655
Telephone: (916) 845-8519
Facsimile: (916) 845-8444
E-mail: Patricia_Rapozo@oes.ca.gov

AUTHORITY AND REFERENCE

Authority cited: Section 8682.9, Government Code.
Reference: California Disaster Assistance Act, Chapter 7.5, Division 1, Title 2 (Sections 8680 et seq.), Government Code.

INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

The California Disaster Assistance Act (Act) [Title 2, Division 1, Chapter 7.5, of the Government Code] requires that the Director of the Governor's Office of Emergency Services (OES) administer a program that provides financial assistance to local agencies for the repair, restoration or replacement of public real property that is damaged or destroyed by a disaster. This program further assists local agencies with reimbursement for certain emergency activities undertaken in response to the disaster event. For the purposes of the program, a local agency is defined as a city, county, city and county, county office of education, community college district, school district or special district. The program may be implemented in the event of a presidential Declaration of a Major Disaster or Emergency, Governor's State of Emergency Proclamation, or the OES Director's Concurrence with a local emergency.

In accordance with Title 2, Division 1, Chapter 7.5, Section 8682.9 of the Government Code, the OES Director has the authority to adopt regulations to govern the administration of the Act. Since the adoption of the initial regulations to implement this program, there have been changes in both state and federal law that require the regulations to be updated. In addition, application of these regulations has demonstrated areas where additional clarification is necessary.

OES proposes to prescribe regulations necessary to implement state hazard mitigation as authorized by Sections 8685(b) and 8686.4(b) of the Act (amended by Assembly Bill 1432 — Chapter 822; approved by the Governor on October 12, 2001). OES also proposes to amend various sections of Title 19, Division 2, Chapter 6 of the California Code of Regulations (CCR) as detailed below to allow for consistency with current practices, as well as effect a streamlined program that best

meets the needs of local agencies in California when disaster strikes.

DISCLOSURES REGARDING THE PROPOSED ACTION

Mandate on Local Agencies: None

Cost to Local Agencies Reimbursable Under Government Code, Part 7, Division 4: None

Other Nondiscretionary Cost or Savings Imposed on Local Agencies: None

Cost or Savings to Any State Agency: The initial determination is that there are none.

Cost or Savings In Federal Funding To The State: None.

Significant Effects on Housing Costs: None.

Significant Statewide Adverse Economic Impact Directly Affecting Business, Including the Ability of California Businesses to Compete With Businesses in Other States: The initial determination is that there is none.

Cost Impacts on a Representative Private Person or Business: The OES is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action.

Small Business Determination: The initial determination is that the proposed action has no effect on small business because they do not affect small businesses in any way; they affect local government only.

Assessment Regarding the Creation or Elimination of Jobs in California: The initial determination is that the adoption of these amended regulations will not: 1) create or eliminate jobs within California; 2) create new businesses or eliminate existing businesses in California; or 3) affect the expansion of businesses currently doing business within California.

CONSIDERATION OF ALTERNATIVES

In accordance with Section 11346.5 of the Government Code, OES must determine that no alternative it considered would be more effective in carrying out the mandate of the Legislature than the proposed amendments. The only alternative identified, presented, or considered by OES is not to take regulatory action, which would leave the current regulations inconsistent with current statute and practices. OES invites interested persons to present statements or arguments with respect to alternatives to the proposed action during the written comment period.

AVAILABILITY OF STATEMENT OF REASONS AND TEXT OF PROPOSED AMENDED REGULATIONS

OES has prepared an Initial Statement of Reasons for the proposed amendments. Copies of the exact language of the proposed amended regulations and the Statement of Reasons, and other information, if applicable, may be obtained upon request from the contact person listed below, or may be accessed on the OES Website (www.oes.ca.gov).

AVAILABILITY OF CHANGED OR MODIFIED TEXT

After considering all timely and relevant comments received, the Office of Emergency Services may adopt the proposed regulations if they remain substantially the same as described in this notice. The Office of Emergency Services may make changes in the proposed regulations before adopting them. The text of any modified regulations will be made available to the public with the changes clearly marked at least fifteen (15) days before the Office adopts the regulations as revised. The modified text can be requested from the contact person listed below, or may be accessed on the OES Website. The Office will accept comments on the modified regulations for 15 days after the date on which the text is made available.

AVAILABILITY OF THE FINAL STATEMENT OF REASONS

OES will prepare a Final Statement of Reasons when all comments have been received and considered, prior to closing the rulemaking record. The statement may be requested from the contact person listed below, or may be accessed on the OES Website.

CONTACT PERSON FOR FURTHER INFORMATION

Anyone wishing further information about the proposed amended regulations, the Initial Statement of Reasons, or the full text of the regulation language proposed to be adopted, may contact Patricia Rapozo, Office of Emergency Services, 3650 Schriever Ave, Mathers, CA 95655; by fax, Attention: Patricia Rapozo at (916) 845-8444; or by telephone at (916) 845-8519.

AVAILABILITY OF DOCUMENTS ON THE INTERNET

Copies of the Notice of Proposed Action, the Initial Statement of Reasons, the text of the proposed amend-

ments in underline and strikeout format, and the Final Statement of Reasons can be accessed at: <http://www.oes.ca.gov/>.

GENERAL PUBLIC INTEREST

OFFICE OF ENVIRONMENTAL HEALTH HAZARD ASSESSMENT

CALIFORNIA ENVIRONMENTAL
PROTECTION AGENCY
OFFICE OF ENVIRONMENTAL HEALTH
HAZARD ASSESSMENT

NOTICE TO INTERESTED PARTIES December 28, 2007

EXTENSION OF THE PUBLIC COMMENT PERIOD FOR AIR TOXICS HOT SPOTS PROGRAM PROPOSED REVISIONS TO THE TECHNICAL SUPPORT DOCUMENT FOR NONCANCER RISK ASSESSMENT

On November 2, 2007 the Office of Environmental Health Hazard Assessment (OEHHA) published a notice in the California Regulatory Notice Register (Register No. 2007, 44-Z) announcing the release of the draft document, *Air Toxics Hot Spots Program Technical Support Document for the Derivation of Noncancer Reference Exposure Levels* for public comment.

OEHHA received a request to extend the original comment period to allow for the submittal of more complete and relevant information. OEHHA hereby extends the public comment period to **Friday, February 1, 2008**. Following the public comment period, the document and any comments received, along with OEHHA's response to these comments, will undergo review by the state's Scientific Review Panel on Toxic Air Contaminants.

Written comments regarding the document may be submitted to:

Dr. Andrew G. Salmon
Chief, Air Toxicology and Risk Assessment Unit
Office of Environmental Health Hazard Assessment
1515 Clay Street, 16th Floor
Oakland, California 94612

RULEMAKING PETITION DECISIONS

BOARD OF ACCOUNTANCY

NOTICE OF DECISION ON PETITION TO AMEND REGULATIONS

California Code of Regulations (C.C.R.)
Title 16. Professional and Vocational Regulations
Division 1. State Board of Accountancy
Article 9. Rules of Professional Conduct

Petitioner:

Carl Olson

Authority:

Business and Professions Code Section 5010 gives the Board the authority to "adopt, repeal, or amend such regulations as may be reasonably necessary . . . for the administration of this chapter." "This chapter" has to do with the licensing and regulation of the profession of public accountancy in the State of California.

Contact Person:

Please direct any inquiries regarding this action to George P. Ritter, Senior Staff Counsel, Department of Consumer Affairs, 1625 North Market Blvd., Suite S309, Sacramento, CA 95834.

Availability of Petition:

The petition for amendment of the regulations is available upon request directed to the Board's contact person.

INTRODUCTION

Restatements of financial reports are generated when a public accountant or CPA has been advised by a regulatory agency that his or her original report was deficient, inaccurate or in need of correction. The reasons for restatements can run the gamut from minor errors to serious breaches of an accountant's duties.

Public accountants are required by law to submit restatement reports to the Board. This requirement is currently found in Business and Professions Code Section 563(b)(1) and Section 59 of Title 16 of the California Code of Regulations.

Once received by the Board, restatements become public records. Some are also available to the public through other regulatory agencies. Mr. Olson's primary rulemaking request would mandate posting of these reports on the Board's website. He has also suggested a number of increased reporting requirements with respect to these restatement reports.

DISCUSSION

After each of Mr. Olson's proposals, a discussion will follow concerning the advisability of the Board adopting his suggested regulatory change.

1. General Response

It is somewhat ironic that Mr. Olson has made his request at this time. At its last two meetings, the Board discussed eliminating this requirement because of the marginal utility of reported restatements in the area of enforcement.

Mr. Olson's regulatory proposal consists of a detailed list of requirements the Board would have to follow with respect to posting information about restatements on its website. This level of detail would be counterproductive and unnecessary. It would require Board staff to painstakingly review each restatement report, extrapolate data from it and transfer it to the website. The substance of a restatement may be of interest in a particular case or investigation. Otherwise, it would be of little interest to the public.

2. Posting all restatements and related disclosures on the Board's website.

Disclosure of any restatement reports in the possession of the Board would be governed by the Public Records Act. These materials can be provided to inquiring members of the public provided the restatement itself is not the subject of an investigation. (Govt. Code § 6254(f).) Given this, it would be inappropriate to establish a blanket rule for disclosure of any and all restatement reports. Under Mr. Olson's proposal, a restatement report under investigation by the Board would have to not only be disclosed, but in effect "advertised" to the public on its website.

There is no legal requirement that the Board post every public document in its possession on its website. To do so would make no sense. The Board's website would become cluttered with documents that would be of marginal interest to the public. Board staff would consume an inordinate amount of time posting and processing these documents.

With the exception of mandated items such as meeting agendas and regulatory notices, the selection of what is posted is discretionary. On some occasions, DCA Boards have written into their regulations items that will be posted. This is usually because the DCA Board has made a determination that as a matter of general policy it wishes to establish a *requirement* that certain material will be available on its website. But there is no law mandating that this be done. To suggest that there is would be tantamount to controlling the Board's discretion on what level of public disclosures it would make on its website in the absence of statutory requirements.

The Board has determined that posting reports of restatements on its website would be of little benefit to the public. This is particularly true given the fact that the Board intends to proceed with statutory and regulatory changes that would eliminate this reporting requirement in the first instance. Consequently, to now pursue a regulation mandating posting of this information on the Board's website would be particularly inappropriate.

3. Redacting the names of non-publicly traded clients identified in a restatement.

No regulation is necessary. Disclosure of the names of these clients would be governed by existing law. That law is found in the Public Records Act (Govt. Code § 6250 et seq.) and the Information Practices Act (Civ. Code § 1798 et seq.).

4. Providing information about "planning materiality."

Mr. Olson desires a regulation requiring licensees to "provide all its 'planning materiality' measures for the parts of the audited financial statements and/or related disclosures that were subsequently restated."

This requirement goes beyond what is currently required by regulatory law. The "planning materiality" factor is one that must be considered in determining whether a licensee must file a report in the first instance. (16 C.C.R. § 59(a)(1)(B).) Requiring posting of "planning materiality" measures on the Board's website is not required by law. Further, availability of this information would be derivative of whether the Board would post the report itself. Hence, a separate regulation regarding it is doubly unnecessary.

What Mr. Olson also wishes to see modified are the *reporting requirements* related to certain categories of restatements. These requirements are found in 16 C.C.R. § 59. Again, the Board is taking steps to eliminate this reporting requirement altogether.

5. A Regulation describing the contents of the Board's website.

Mr. Olson's fifth request goes into detail about how a reporting restatement website ought to be constructed. He lists various data which should be included. As explained above, this is discretionary with the Board and, in this case, not appropriate for the subject of a regulation.

6. Providing explanatory material from the licensee.

Mr. Olson's proposal would give licensees whose restatement reports are posted the opportunity to include an explanation on the Board's website. This is inappropriate even if the Board wished to post the report in the first instance. It would transform the Board's website into the equivalent of a licensing blog. It would also create confusion in the minds of the public and also un-

doubtedly lead to false inferences about the licensee and the quality of his or her work.

7. Providing explanatory material from the Board.

Mr. Olson would also require the Board to provide explanatory material regarding restatement reports. If the Board were going to post the reports on its website, this would be a valid suggestion. As discussed above, however, the Board has chosen not to do this.

DECISION

For all the reasons stated above, the Board **DENIES** the rulemaking petition submitted by Mr. Carl Olson.

/s/

CAROL SIGMANN

Executive Officer

California Board of Accountancy

c: Carl Olson

Members of the California Board of Accountancy

**OAL REGULATORY
DETERMINATIONS**

OFFICE OF ADMINISTRATIVE LAW

**DETERMINATION OF ALLEGED
UNDERGROUND REGULATIONS
(Summary Disposition)**

**(Pursuant to Government Code Section 11340.5
and
Title 1, section 270, of the
California Code of Regulations)**

AIR RESOURCES BOARD

Date: December 13, 2007

To: Eric Sauer

From: Chapter Two Compliance Unit

Subject: **2007 OAL DETERMINATION NO. 25(S)
(CTU 2007-1029-01)**

(Issued pursuant to Gov. Code, sec. 11340.5;
Cal. Code Regs., tit. 1, sec. 270(f))

Petition challenging as an underground regulation pages 7 through 9, titled "Cleaner In-Use Heavy-Duty Trucks," of the 2007 State Implementation Plan

In issuing a determination, the Office of Administrative Law (OAL) renders an opinion only as to whether the language challenged in a petition is a "regulation" as defined in Government Code section 11342.600¹, which should have been, but was not, adopted pursuant to the Administrative Procedure Act (APA). Nothing in this analysis evaluates the advisability or the wisdom of the underlying action or enactment. OAL has neither the legal authority nor the technical expertise to evaluate the underlying policy issues involved in the subject of this determination.

On October 29, 2007, you submitted a petition to OAL asking for a determination as to whether pages seven through nine of the Revised State Implementation Plan (SIP) adopted by the Air Resources Board (ARB) on September 27, 2007, constitute an underground regulation.

The federal Clean Air Act (CAA) requires the U.S. Environmental Protection Agency (U.S. EPA) to establish national ambient air quality standards to protect the public health and welfare (CAA section 109). Each state that has one or more areas in which the national ambient air quality standards are not attained must develop a SIP to provide for implementation, maintenance, and enforcement of the national standards (CAA section 110(a)(1)). On September 27, 2007, the ARB adopted a revised SIP including the challenged pages seven through nine, titled "Cleaner In-Use Heavy-Duty Trucks." These pages discuss NOx emissions of older trucks.

The SIP is a lengthy and complex document. OAL's determination addresses only the language on pages seven through nine of the SIP adopted by ARB on September 27, 2007. We make no determination about any other component of the SIP.

Government Code section 11342.600 defines a "regulation" as any

. . . rule, regulation, order, or standard of general application or the amendment, supplement, or revision of any rule, regulation, order, or standard adopted by any state agency to implement, interpret, or make specific the law enforced or administered by it, or to govern its procedure.

¹ If the language challenged in the petition meets the definition of a regulation in Government Code section 11342.600, but was not adopted pursuant to the Administrative Procedure Act, it may be an "underground regulation" as defined in California Code of Regulations, title 1, section 250:

(a) "Underground regulation" means any guideline, criterion, bulletin, manual, instruction, order, standard of general application, or other rule, including a rule governing a state agency procedure, that is a regulation as defined in Section 11342.600 of the Government Code, but has not been adopted as a regulation and filed with the Secretary of State pursuant to the APA and is not subject to an express statutory exemption from adoption pursuant to the APA.

To meet this definition, the challenged language must be a “rule, regulation, order or standard of general application.” Pages seven through nine of the SIP, however, do not contain any language that can be construed as a “rule, regulation, order or standard of general application.” Page seven of the SIP begins by stating that

Federal and State engine standards will ensure that by 2010 all new diesel heavy-duty trucks are 90 percent cleaner than new 2006 trucks.

These are goals for future engine attainment. They are an end result that the ARB ultimately may or may not achieve. The SIP goes on to discuss the scope of the problem of emissions of older trucks and how ARB proposes to approach the problem of reducing those emissions. The commitments to the U.S. EPA made in the SIP are enforceable only upon the state of California, not upon any member of the public. The challenged language concludes:

While the design and evaluation of the specific program features has yet to be determined, ARB staff estimates that this concept has the potential to reduce NOx deterioration emissions by approximately 50 percent. (Emphasis added)

The plain meaning of the language on pages seven through nine indicates that this component of the SIP is intended to outline ARB’s proposed plan for complying with the CAA requirement to meet the federally adopted national ambient air quality standards. This component of the SIP deals with a proposed program to reduce emissions from older trucks, however, the language on pages seven through nine do not adopt any program, methodology, requirement or other process or procedure by which the ARB will require emissions to be reduced. No member of any identifiable group is required to take any action or incur any cost. Rather, pages seven through nine contain a commitment from the State of California² to the U.S. EPA that emissions will be reduced. The ARB specifically states that the “specific program features” have yet to be determined. On

² Pursuant to Health and Safety Code section 39602, ARB is designated as the state agency charged with coordinating efforts to attain and maintain both state and national ambient air quality standards:

The state board is designated the air pollution control agency for all purposes set forth in federal law.

The state board is designated as the state agency responsible for the preparation of the state implementation plan required by the Clean Air Act (42 U.S.C., Sec. 7401, at seq.) and, to this end, shall coordinate the activities of all districts necessary to comply with that act.

Notwithstanding any other provision of this division, the state implementation plan shall only include those provisions necessary to meet the requirements of the Clean Air Act.

page eight, the SIP specifically acknowledges that ARB must proceed with a rulemaking action to implement the SIP:

Rulemaking is currently in progress for a port truck modernization rule. ARB staff has also recently begun informational workshops on a heavy-duty truck in-use fleet rule, and has started to identify and explore the many emissions inventory, technology, financial, and logistical issues involved in crafting the most effective rule possible. ARB staff will be studying and requesting feedback from stakeholders on many issues, including: the characteristics of trucks registered outside of California; cost implications, especially to truck owner-operators, and ways to avoid any competitive disadvantage for various categories of truck owners; and the most efficient use of limited public incentive funds to achieve maximum emission benefits and lessen financial burden on truck owners.³

The SIP concludes on page nine with staff recommendations, which state that the timing for action to begin is in 2008, with the expected implementation in 2010–2015. Additionally, it provides that “ARB staff will initiate a rule development process designed to achieve the reductions shown . . .”

Pages seven through nine, therefore, do not contain any “rule, regulation, order, or standard of general application.” OAL, therefore, determines that pages seven through nine of the SIP as adopted on September 27, 2007, standing alone without any other action by ARB, do not meet the definition of a “regulation.”⁴

/s/

Kathleen Eddy
Senior Counsel

/s/

Susan Lapsley
Director

³ We note that the APA specifically encourages this type of workshop with affected parties in Government Code section 11346.45.

⁴ A petition which does not demonstrate that the challenged rule is an underground regulation is properly the subject of a summary disposition letter. California Code of Regulations, Title 1, section 270, subdivision (f) provides:

(f)(1) If facts presented in the petition or obtained by OAL during its review . . . demonstrate to OAL that the rule challenged by the petition is not an underground regulation, OAL may issue a summary disposition letter stating that conclusion. A summary disposition letter may not be used to conclude that a challenged rule is an underground regulation.

. . . .

(Emphasis added.)

SUMMARY OF REGULATORY ACTIONS

REGULATIONS FILED WITH SECRETARY OF STATE

This Summary of Regulatory Actions lists regulations filed with the Secretary of State on the dates indicated. Copies of the regulations may be obtained by contacting the agency or from the Secretary of State, Archives, 1020 O Street, Sacramento, CA 95814, (916) 653-7715. Please have the agency name and the date filed (see below) when making a request.

File# 2007-1101-02

Board of Pharmacy
Section 100 Changes

Board of Pharmacy proposed this action without regulatory effect pursuant to 1 CCR section 100 to re-organize and revise Title 16 regulations for clarity and to conform provisions to changes in state and federal legislation and regulations. The proposed action amends ten Title 16 regulations and incorporated forms 17M-13 and 17M-14 and repeals one section.

Title 16

California Code of Regulations

AMEND: 1707, 1709.1, 1715, 1717, 1746, 1780.1, 1781, 1787, 1790, 1793.8, Form 17M-13, Form 17M-14 REPEAL: 1786

Filed 12/18/2007

Agency Contact: Anne Sodergren (916) 445-5014

File# 2007-1211-01

CALIFORNIA INTEGRATED WASTE
MANAGEMENT BOARD
Mammalian Tissue Composting

This is the first request for readoption of the California Integrated Waste Management Board's (CIWMB) previously approved emergency regulations relating to mammalian tissue composting. The initially approved emergency amendments to existing regulations: (1) allow regulated composting as an emergency measure during declared state or local emergencies to handle unprocessed mammalian tissue as an alternative to rendering plants; and (2) allow research of the compost mammalian tissue for the purposes of obtaining data on pathogen reduction.

Title 14

California Code of Regulations

AMEND: 17210.2, 17210.4, 17855.2, 17862, 17867

Filed 12/17/2007

Effective 12/17/2007

Agency Contact: Robert Holmes (916) 341-6376

File# 2007-1029-04

DENTAL BOARD OF CALIFORNIA
Oral Conscious Sedation

This action adopts regulations to implement AB 1386 (Chap. 539, Stats. 2005) by establishing the procedure whereby dentists may obtain a certificate from the Dental Board of California qualifying them to administer oral conscious sedation (OCS) to adult patients. This action is the resubmittal of previously disapproved OAL file number 07-0511-01S.

Title 16

California Code of Regulations

ADOPT: 1044.4 AMEND: 1044, 1044.1, 1044.3, 1044.5

Filed 12/13/2007

Effective 12/13/2007

Agency Contact: Donna Kantner (916) 263-2300

File# 2007-1108-02

DEPARTMENT OF CORRECTIONS AND
REHABILITATION
Health and Safety Standards

This nonsubstantive filing changes the references to the Health and Safety Code sections related to retail food facilities law. The previous statutes have been repealed and replaced by the California Retail Food Code. This filing corrects the references throughout Title 15 section 3052 to refer to the California Retail Food Code and corrects the appropriate Health and Safety Code sections in the Reference note.

Title 15

California Code of Regulations

AMEND: 3052, 3054.1

Filed 12/18/2007

Agency Contact: Randy Marshall (916) 341-7328

File# 2007-1212-02

DEPARTMENT OF FOOD AND AGRICULTURE
Diaprepes Root Weevil Interior Quarantine

This emergency rulemaking expands the quarantine area in the northern Rancho Santa Fe area of San Diego County for the Diaprepes root weevil by approximately two square miles.

Title 3
California Code of Regulations
AMEND: 3433(b)
Filed 12/19/2007
Effective 12/19/2007
Agency Contact: Stephen Brown (916) 654-1017

File# 2007-1213-01
DEPARTMENT OF FOOD AND AGRICULTURE
Oak Mortality Disease Control Program

This emergency regulatory action modifies the existing oak mortality disease control regulation by adding two new plant species — *Coryloopsis spicata* (spike winter hazel) and *Physocarpus opulifolius* (ninebark) — to the list of associated articles (nursery stock) whose movements are regulated as hosts or potential carriers that may transfer the disease from an infested area.

Title 3
California Code of Regulations
AMEND: 3700(c)
Filed 12/19/2007
Effective 01/01/2008
Agency Contact: Stephen Brown (916) 654-1017

File# 2007-1102-01
DEPARTMENT OF INSURANCE
Amended Regulations Re: Law Enforcement Access to Insurance Claims Information

The Department of Insurance is taking this action to correct an erroneous reference to CIC section 1875.15 regarding supplemental insurance claims information.

Title 10
California Code of Regulations
AMEND: 2698.82(b), 2698.84, 2698.87, 2698.89.1
Filed 12/19/2007
Effective 01/18/2008
Agency Contact: Debra Chaum (415) 538-4115

File# 2007-1102-02
DEPARTMENT OF JUSTICE
Separation From Employment Designees

This regulatory action designates which employees of the Commission of Gambling Control or the Department of Justice (Bureau of Gambling Control) shall not, for a period of three years after leaving office or terminating employment, act as a representative of any other person, for compensation, before the Commission or the Department if the appearance or communication is for the purpose of influencing administrative action, or influencing any action or proceeding involving the issuance, amendment, awarding, or revocation of a permit, license, or approval.

Title 11
California Code of Regulations
ADOPT: 2021
Filed 12/19/2007
Effective 01/18/2008
Agency Contact: Lee C. Adamson (916) 263-3392

File# 2007-1029-03
DEPARTMENT OF PUBLIC HEALTH
Interim Enhanced Surface Water Treatment Rule

This regulatory action reduces turbidity limits and increases monitoring requirements for surface water treatment facilities.

Title 22
California Code of Regulations
ADOPT: 64651.21, 64651.34, 64651.38, 64651.88, 64653.5, 64657, 64657.10, 64657.20, 64657.30, 64657.40, 64657.50 AMEND: 64650, 64651.10, 64651.50, 64651.53, 64651.60, 64652, 64652.5, 64653, 64654, 64655, 64658, 64660, 64661, 64662, 64663, 64664, 64666
Filed 12/13/2007
Effective 01/12/2008
Agency Contact:
Barbara S. Gallaway (916) 657-3197

File# 2007-1113-01
ELECTRICITY OVERSIGHT BOARD
Conflict of Interest Code

This is a Conflict of Interest Code filing that has been approved by the Fair Political Practices Commission and is being submitted for filing with the Secretary of State and printing in the California Code of Regulations only.

Title 2
California Code of Regulations
AMEND: 58700
Filed 12/17/2007
Effective 01/16/2008
Agency Contact:
Jeffrey A. Diamond (916) 322-8601

File# 2007-1101-05
ENVIRONMENTAL PROTECTION AGENCY
Unified Program Consolidated Forms & Supporting Data Dictionary Changes

This regulatory action amends: sections 15290 and 15400.1 of title 27 of the California Code of Regulations; Report 3, Annual Inspection Summary Report; Report 4, Annual Enforcement Summary Report; Report 6, Quarterly Underground Storage Tank Program Report; the data dictionary for regulated activities (division 3, subdivision 1, chapters 1-5); and Unified Program Consolidated Forms (division 3, subdivision 1, chapter 6).

Title 27
California Code of Regulations
AMEND: 15290 (reports 3, 4 & 6), 15400.1, Division 3 — Subdivision 1 — Chapters 1, 2, 3, 4, 5, 6
Filed 12/18/2007
Effective 01/17/2008
Agency Contact: Loretta Sylve (916) 327-9558

File# 2007-1116-05
FAIR POLITICAL PRACTICES COMMISSION
Refunding General Election Contributions

This rulemaking action adopts new Title 2 C.C.R. Sec. 18531.2. It specifies rules which defeated or withdrawing candidates, for elective state office in primary or special primary elections, must use in calculating election expenses [by referencing existing section 18540(a)(1)-(7)] which may be deducted from refunds. It also defines non-monetary asset contributions which must be converted to cash for purposes of refunding. It also specifies rules for the refunding of surplus campaign funds as defined by Government Code section 89519.

Title 2
California Code of Regulations
ADOPT: 18531.2
Filed 12/13/2007
Effective 01/12/2008
Agency Contact:
Virginia Latteri-Lopez (916) 322-5660

File# 2007-1116-04
FAIR POLITICAL PRACTICES COMMISSION
Legal Defense Funds — State Candidate and Officers

This rulemaking action amends Title 2 C.C.R. Sec. 18530.4 to further specify rules for the establishment of legal defense fund accounts and controlled committees for defense of state office candidates and office holders in identified legal disputes, as well as for recordkeeping and reporting requirements, limitations on the size and use of funds, and for rules concerning the return of excess funds to donors.

Title 2
California Code of Regulations
AMEND: 18530.4
Filed 12/13/2007
Effective 01/12/2008
Agency Contact:
Virginia Latteri-Lopez (916) 322-5660

File# 2007-1130-01
FAIR POLITICAL PRACTICES COMMISSION
FPPC Conflict of Interest Code

This is a Conflict of Interest Code filing that has been approved by the Fair Political Practices Commission and is being submitted for filing with the Secretary of State and printing in the California Code of Regulations only.

Title 2
California Code of Regulations
AMEND: 18351
Filed 12/17/2007
Effective 01/16/2008
Agency Contact:
Virginia Latteri-Lopez (916) 322-5660

File# 2007-1214-04
FAIR POLITICAL PRACTICES COMMISSION
Reporting Independent Expenditures by Eligible 501(c)(4) Organizations

This regulatory action adopts an event-based reporting alternative for an eligible 501(c)(4) organization that makes occasional independent expenditures from its general treasury to support or oppose a ballot measure in California.

Title 2
California Code of Regulations
ADOPT: 18413
Filed 12/19/2007
Effective 12/19/2007
Agency Contact:
Virginia Latteri-Lopez (916) 322-5660

File# 2007-1116-03
FAIR POLITICAL PRACTICES COMMISSION
Street Address

This rulemaking action amends Title 2 C.C.R. Sec. 18421.2 to expand the definition of the term "street address" [used in Chapter 4 of Title 9 of the Government Code], for a committee which receives political campaign contributions, to include the Air Force or Fleet Post Office address assigned to an individual or dependent who resides with that individual when the individual is on duty outside the United States. The rule making action also clarifies the Reference note by specifying that it is Chapter 4 of Title 9 of the Government Code rather than simply Chapter 4 of the Government Code.

Title 2
California Code of Regulations
AMEND: 18421.2
Filed 12/13/2007
Effective 01/12/2008
Agency Contact:
Virginia Latteri-Lopez (916) 322-5660

File# 2007-1030-02
FISH AND GAME COMMISSION
Automated License Data System

This is the resubmittal of a withdrawn proposed rule-making wherein the Fish and Game Commission (Commission) proposes changes to Title 14 to establish the "Automated License Data System" or ALDS. The Commission and the Department of Fish and Game (DFG) are implementing ALDS. According to the agency, ALDS ". . . will electronically link point-of-sale (POS) terminals at DFG sales offices and approximately 1,600 retail license agent locations statewide allowing license agents the ability to sell all recreational licensing items including several that are currently available only from DFG offices. The ALDS will also allow customers the ability to purchase recreational licenses via the Internet and/or the telephone. . ." ALDS is currently scheduled for start-up in mid 2008.

Title 14
California Code of Regulations
ADOPT: 700.4, 700.5 AMEND: 1.74, 29.15, 116,
300, 551, 705
Filed 12/14/2007
Effective 01/13/2008
Agency Contact: Jon Snellstrom (916) 653-4899

File# 2007-1031-02
FISH AND GAME COMMISSION
Channel Islands MPAs

This regulatory action adjusts the boundaries of the existing state Marine Protected Areas (MPAs) around the Channel Islands to eliminate gaps between the existing state MPAs and the inner edge of the federal MPAs at the state water line, and to add one MPA at the "Footprint" area.

Title 14
California Code of Regulations
AMEND: 632
Filed 12/17/2007
Effective 12/17/2007
Agency Contact: Sheri Tiemann (916) 654-9872

File# 2007-1101-03
OFFICE OF EMERGENCY SERVICES
Additions, Corrections and Modifications: Training

This action makes major revisions to student and instructor training requirements for various technical certifications issued by OES's California Specialized Training Institute (CSTI) related to HazMat/WMD incident response. This action is the resubmittal of previously withdrawn OAL file number 07-0806-03S.

Title 19
California Code of Regulations
AMEND: 2510, 2520, 2530, 2540, 2550
Filed 12/18/2007

Effective 01/17/2008
Agency Contact: Mark Lodge (805) 549-3204

File# 2007-1105-02
STATE ALLOCATION BOARD
Emergency Repair Program — AB 607

This certification of original emergency file 07-0622-03E adds a new way for Local Educational Agencies ("LEAs") to fund eligible projects pursuant to the Emergency Repair Program ("ERP"). The original ERP program, as adopted by SAB, only allowed for reimbursement of costs expended by LEAs. The program was amended by A.B. 607 (2006), which now requires the SAB to establish a grant application process instead of only reimbursement. (Education Code section 17592.72 (a)(2).)

Title 2
California Code of Regulations
ADOPT: 1859.324.1, 1859.330 AMEND:
1859.302, 1859.318, 1859.320, 1859.321,
1859.322, 1859.323, 1859.323.1, 1859.323.2,
1859.324, 1859.326, 1859.328, 1859.329
Filed 12/18/2007
Agency Contact: Robert Young (916) 445-0083

File# 2007-1101-04
STATE WATER RESOURCES CONTROL BOARD
Underground Storage Tank Permit Application

This action would end the use of the current application forms for a permit to operate an underground storage tank, and switch to new forms adopted by Cal EPA in another rulemaking action.

Title 23
California Code of Regulations
AMEND: 2621, 2632, 2634, 2635, 2636, 2637,
2638, 2661, 2666, 2711, 2713
Filed 12/18/2007
Effective 01/17/2008
Agency Contact: Terry Brazell (916) 341-5645

**CCR CHANGES FILED
WITH THE SECRETARY OF STATE
WITHIN JULY 18, 2007 TO
DECEMBER 19, 2007**

All regulatory actions filed by OAL during this period are listed below by California Code of Regulations titles, then by date filed with the Secretary of State, with the Manual of Policies and Procedures changes adopted by the Department of Social Services listed last. For further information on a particular file, contact the person listed in the Summary of Regulatory Actions section of the Notice Register published on the first Friday more than nine days after the date filed.

Title 2

| | | |
|----------|--|---|
| 12/19/07 | ADOPT: 18413 | (Renumbered to 649.47), 655.1 |
| 12/18/07 | ADOPT: 1859.324.1, 1859.330 | (Renumbered to 649.51), 656.1 |
| | AMEND: 1859.302, 1859.318, | (Renumbered to 649.52), 656.2 |
| | 1859.320, 1859.321, 1859.322, | (Renumbered to 649.54), 656.3 |
| | 1859.323, 1859.323.1, 1859.323.2, | (Renumbered to 649.55), 656.4 |
| | 1859.324, 1859.326, 1859.328, 1859.329 | (Renumbered to 649.53), 656.5 |
| 12/17/07 | AMEND: 58700 | (Renumbered to 649.56), 656.6 |
| 12/17/07 | AMEND: 18351 | (Renumbered to 649.50), 656.7 |
| 12/13/07 | ADOPT: 18531.2 | (Renumbered to 649.58), 656.8 |
| 12/13/07 | AMEND: 18530.4 | (Renumbered to 649.57), 657.1 |
| 12/13/07 | AMEND: 18421.2 | (Renumbered to 649.59), 657.2 |
| 12/06/07 | AMEND: 649, 649.1 (Renumbered to 649.15), 649.1.1 (Renumbered to 649.16), 649.2 (Renumbered to 649.12), 649.3 (Renumbered to 649.24), 649.7 (Renumbered to 649.35), 649.8 (Renumbered to 649.36), 649.9 (Renumbered to 649.7), 649.10 (Renumbered to 649.22), 649.11 (Renumbered to 649.8), 649.12 (Renumbered to 649.9), 649.13 (Renumbered to 649.23), 649.14 (Renumbered to 649.27), 649.15 (Renumbered to 649.11), 649.16 (Renumbered to 649.30), 649.17 (Renumbered to 649.31), 649.18 (Renumbered to 649.26), 649.20, 649.21, 649.22 (Renumbered to 649.10), 649.71 (Renumbered to 649.25), 649.72 (Renumbered to 649.4), 650.1 (Renumbered to 649.6), 651.1 (Renumbered to 649.1), 651.2 (Renumbered to 649.14), 651.3 (Renumbered to 649.13), 651.4 (Renumbered to 649.34), 651.5 (Renumbered to 649.5), 652.1 (Renumbered to 649.39), 652.2 (Renumbered to 649.40), 653.1 (Renumbered to 649.42), 653.2 (Renumbered to 649.2), 653.3 (Renumbered to 649.41), 653.4 (Renumbered to 649.37), 653.5 (Renumbered to 649.38), 653.6 (Renumbered to 649.61), 654.1 (Renumbered to 649.3), 654.2 (Renumbered to 649.43), 654.3 (Renumbered to 649.46), 654.4 (Renumbered to 649.44), 654.5 (Renumbered to 649.45), 654.6 | (Renumbered to 649.60), 657.3 (Renumbered to 649.62) |
| 10/31/07 | ADOPT: 18200 | |
| 10/30/07 | AMEND: 1138.10, 1138.30, 1138.72, 1138.90 | |
| 10/17/07 | ADOPT: 2970 | |
| 10/15/07 | ADOPT: 2291, 2292, 2293, 2294, 2295, 2296 | |
| 10/09/07 | AMEND: 1896.98, 1896.99.100, 1896.99.120 | |
| 10/03/07 | ADOPT: 1859.167.2, 1859.167.3 AMEND: 1859.2, 1859.163.3, 1859.167 REPEAL: 1859.167.1 | |
| 10/01/07 | ADOPT: 1859.71.6, 1859.77.4 AMEND: 1859.2 | |
| 09/24/07 | ADOPT: 18420.5 | |
| 09/24/07 | ADOPT: 18361 AMEND: 18360, 18361.7 | |
| 09/20/07 | ADOPT: 18466 | |
| 09/20/07 | REPEAL: 18530.9 | |
| 09/11/07 | ADOPT: 18440 | |
| 09/10/07 | AMEND: 1183.13 | |
| 09/04/07 | ADOPT: 54700 | |
| 08/31/07 | ADOPT: 1859.180, 1859.181, 1859.182, 1859.183, 1859.184, Form SAB 50–11 AMEND: 1859.2, 1859.51, 1859.61, 1859.75.1, 1859.81, 1859.81.1, 1859.81.2, 1859.103, 1859.104, 1859.202, 1866, Form SAB 50–04, Form SAB 50–06 | |
| 08/31/07 | AMEND: 18109, 18204.5, 18208.5, 18215.2, 18228, 18236, 18241, 18306, 18315, 18323, 18325, 18350, 18404.2, 18410, 18416, 18429, 18432, 18438, 18457, 18500, 18502, 18502.1, 18502.2, 18519.4, 18522, 18526.1, 18530.1, 18531.1, 18531.3, 18531.4, 18532, 18536.1, 18536.2, 18538, 18538.2, 18541, 18564, 18573, 18580, 18585, | |

18586, 18587, 18588, 18590, 18616.5,
18618, 18619, 18620, 18621, 18622,
18626, 18650, 18700.1, 18702.6,
18704.3, 18707.3, 18720, 18725, 18726,
18726.1, 18726.2, 18726.3, 18726.4,
18726.5, 18726.6, 18726.7, 18726.8,
18727, 18760, 18902, 18930.1, 18931,
18935, 18940.1, 18950.2, 18954
08/03/07 AMEND: 58800
08/02/07 ADOPT: 1700
07/18/07 AMEND: 1859.2, 1859.51, 1859.61,
1859.81, 1859.202, 1866
07/18/07 AMEND: 18361.2, 18361.4
07/18/07 ADOPT: 7288.0, AMEND: 7288.0,
7288.1, 7288.2, 7288.3

Title 3

12/19/07 AMEND: 3700(c)
12/19/07 AMEND: 3433(b)
12/10/07 AMEND: 3406(b)
12/06/07 AMEND: 3589
12/03/07 AMEND: 3434(b)
11/29/07 AMEND: 3434(b)
11/29/07 AMEND: 3591.2
11/27/07 AMEND: 3406(b)
11/27/07 AMEND: 3433(b)
11/21/07 AMEND: 3433(b)
11/16/07 AMEND: 3417(b)
11/15/07 AMEND: 3434
11/14/07 AMEND: 3589
11/14/07 AMEND: 3591.20
11/09/07 AMEND: 3434(b)
11/06/07 AMEND: 3406(b)
11/01/07 AMEND: 1380.19, 1437.12
10/29/07 AMEND: 3433(b)
10/29/07 AMEND: 3406(b)
10/25/07 AMEND: 3591.20 (a & b)
10/15/07 AMEND: 3406(b)
10/03/07 AMEND: 3433(b)
09/28/07 AMEND: 3434(b)
09/25/07 AMEND: 3591.2(a)
09/24/07 ADOPT: 3591.20
09/19/07 AMEND: 3700(c)
09/17/07 AMEND: 3406(b)
09/12/07 AMEND: 3700(c)
09/11/07 AMEND: 3591.5(a)
09/11/07 AMEND: 3433(b)
09/10/07 ADOPT: 1391, 1391.1
09/05/07 ADOPT: 820.2, 820.7 AMEND: 820,
820.3, 820.4, 820.5, 820.6, 820.7
REPEAL: 820.6
08/21/07 AMEND: 3434
08/10/07 ADOPT: 3152

07/24/07 AMEND: 3591.6(a)(1)
07/23/07 AMEND: 3589(a)
07/20/07 AMEND: 3591.6(a)(1)
07/20/07 AMEND: 3423(b)
07/18/07 AMEND: 3434(b)

Title 4

11/21/07 ADOPT: 12347
11/09/07 AMEND: 1371
10/25/07 ADOPT: 1747, 1748
10/24/07 AMEND: 1486
09/20/07 AMEND: 1844
09/04/07 AMEND: 12205.1, 12225.1

Title 5

11/19/07 ADOPT: 11981.3, 11984.5, 11984.6,
11985, 11985.5, 11985.6 AMEND:
11981 (renumber to 11980), 11982
(renumber to 11981), 11985 (renumber
11981.5), 11980 (renumber to 11982),
11986 (renumber to 11982.5), 11983,
11983.5, 11984
11/05/07 ADOPT: 18134
10/29/07 ADOPT: 24010, 24011, 24012, 24013
10/24/07 ADOPT: 11996, 11996.1, 11996.2,
11996.3, 11996.4, 11996.5, 11996.6,
11996.7, 11996.8, 11996.9, 11996.10,
11996.11
10/02/07 AMEND: 80001
10/01/07 AMEND: 43726
09/24/07 ADOPT: 17604.1, 17605.1, 17624,
17630.1, 17638, 17639, 17643, 17644,
17650 AMEND : 17600, 17601, 17602,
17603, 17604, 17605, 17606, 17607,
17608, 17609, 17625, 17626, 17627,
17628, 17629, 17630.2, 17631, 17632,
17640, 17641, 17642, 17646, 17648
REPEAL: 17633, 17634, 17645, 17647,
17649
09/10/07 ADOPT: 19828.2, 19829.5, 19830.1,
19837.1, 19838, 19846 AMEND: 19816,
19816.1, 19828.1, 19830, 19837, 19854
08/27/07 ADOPT: 9517.2
08/23/07 AMEND: 42000, 42002, 42003, 42005,
42006, 42007, 42008, 42009, 42010,
42011, 42012, 42013, 42018, 42019
08/16/07 ADOPT: 18096 AMEND: 18078, 18081,
18084, 18085, 18089, 18090, 18100,
18107
08/13/07 ADOPT: 17660, 17661, 17662, 17663,
17664, 17665, 17666, 17667
08/09/07 AMEND: 80124, 80125
07/31/07 ADOPT: 11987, 11987.1, 11987.2,
11987.3, 11987.4, 11987.5, 11987.6,
11987.7

07/27/07 AMEND: 50500
07/20/07 ADOPT: 58520

Title 8

12/11/07 ADOPT: 9767.16, 9813.1, 9813.2
AMEND: 9767.1, 9810, 9811, 9812, 9813
12/10/07 ADOPT: 13800
12/04/07 AMEND: 3214, Figure E-1 of 3231, Plate B-17
11/29/07 ADOPT: 33485 AMEND: 32135, 32166, 32500, 32630, 32700, 32781, 32784, 32786, 33480, 61020, 61450, 61470, 61480, 81020, 81450, 81470, 81480, 91020, 91450, 91470, 91480
11/26/07 ADOPT: 392.4 AMEND: 347, 350.1, 355, 359, 359.1, 371.2, 374, 385, 392.5
11/05/07 AMEND: 4324
10/31/07 AMEND: 1704
10/30/07 AMEND: 1532.2, 5203, 5206, 8359
10/23/07 ADOPT: 3324
10/10/07 ADOPT: 5349, 5350, 5351, 5352, 5353, 5354, 5355.1 AMEND: 5355, 5356, 5357, 5358
10/10/07 AMEND: 4884
10/09/07 AMEND: 2320.2
10/03/07 ADOPT: 3458.1
08/22/07 AMEND: 14300.10, 14300.12, 14300.29, 14300.46
08/21/07 AMEND: 1740
07/23/07 ADOPT: 32993 AMEND: 32990, 32992, 32994, 32995, 32996, 32997 REPEAL: 32991, 32993

Title 9

12/10/07 AMEND: 13035
12/06/07 AMEND: 9100
08/27/07 AMEND: 7128
08/23/07 ADOPT: 3100, 3200.010, 3200.020, 3200.030, 3200.040, 3200.050, 3200.060, 3200.070, 3200.080, 3200.090, 3200.100, 3200.110, 3200.120, 3200.130, 3200.140, 3200.150, 3200.160, 3200.170, 3200.180, 3200.190, 3200.210, 3200.220, 3200.230, 3200.240, 3200.250, 3200.260, 3200.270, 3200.280, 3200.300, 3200.310, 3300, 3310, 3315, 3320, 3350, 3360, 3400, 3410, 3500, 3505, 3510, 3520, 3530, 3530.10, 3530.20, 3530.30, 3530.40, 3540, 3610, 3615, 3620, 3620.05, 3620.10, 3630, 3640, 3650 REPEAL:

3100, 3200.000, 3200.010, 3200.020, 3200.030, 3200.040, 3200.050, 3200.060, 3200.070, 3200.080, 3200.090, 3200.100, 3200.110, 3200.120, 3200.130, 3200.140, 3200.150, 3200.160, 3310, 3400, 3405, 3410, 3415

Title 10

12/19/07 AMEND: 2698.82(b), 2698.84, 2698.87, 2698.89.1
11/30/07 AMEND: 2699.6611
11/30/07 ADOPT: 2699.6603, 2699.6604 AMEND: 2699.6603 (renumbered to 2699.6602), 2699.6605, 2699.6607, 2699.6608, 2699.6611, 2699.6625
11/15/07 AMEND: 2498.6
11/07/07 AMEND: 1409, 1422, 1423
11/02/07 AMEND: 2498.6
10/31/07 AMEND: 2318.6, 2353.1
10/10/07 AMEND: 2498.6
10/10/07 AMEND: 2218.63(b)
10/09/07 AMEND: 5.2001
09/19/07 ADOPT: 2538.1, 2538.2, 2538.3, 2538.4, 2538.5, 2538.6, 2538.7, 2538.8
09/17/07 AMEND: 2498.6
08/29/07 ADOPT: 2842 AMEND: 2848
08/29/07 ADOPT: 3007.05, 3007.2 AMEND: 2805, 2809.3, 2840, 2849.01, 3005, 3006, 3007.3, 3011.4 REPEAL: 2840.1
08/20/07 ADOPT: 2105.1, 2105.2, 2105.3, 2105.4, 2105.5, 2105.6, 2105.7, 2105.8, 2105.9, 2105.10, 2105.11, 2105.12, 2105.13, 2105.14, 2105.15, 2105.16, 2105.17, 2105.18, 2105.19
08/13/07 ADOPT: 5357, 5357.1, 5357.2, 5358, 5358.1 AMEND: 5350, 5352
07/31/07 AMEND: 2699.205, 2699.6600, 2699.6607, 2699.6608, 2699.6613, 2699.6629, 2699.6813
07/26/07 ADOPT: 2355.1, 2355.2, 2355.3, 2355.4, 2355.5, 2355.6, 2355.7, 2355.8, 2356.1, 2356.2, 2356.3, 2356.4, 2356.5, 2356.6, 2356.7, 2356.8, 2356.9, 2357.1, 2357.2, 2357.3, 2357.4, 2357.5, 2357.6, 2357.7, 2357.8, 2357.9, 2357.10, 2357.11, 2357.12, 2357.13, 2357.14, 2357.15, 2357.16, 2357.17, 2357.18, 2357.19, 2358.1, 2358.2, 2358.3, 2358.4, 2358.5, 2358.6, 2358.7, 2358.8, 2358.9, 2359.1, 2359.2, 2359.3, 2359.4, 2359.5, 2359.6,

| | | | |
|-----------------|---|---------------------|---|
| | 2359.7 REPEAL: 2555, 2555.1, 2556, 2556.1, 2556.2 | 09/18/07 | AMEND: 125.02, 125.04, 125.08, 125.12, 125.16, 125.20 |
| Title 11 | | 09/11/07 | AMEND: 1956.1, 1956.8 |
| 12/19/07 | ADOPT: 2021 | 08/22/07 | ADOPT: 1300, 1400, 1401, 1402, 1403, 1404, 1405 REPEAL: 1300, 1301, 1302, 1303, 1304, 1304.1, 1305, 1310, 1311, 1312, 1313, 1314, 1315, 1320, 1321, 1322, 1323, 1324, 1325, 1330, 1331, 1332, 1333, 1334, 1335, 1336, 1337, 1338, 1339, 1339.1, 1339.2, 1339.3, 1339.4, 1339.5, 1339.6, 1340, 1341, 1342, 1343, 1344, 1350, 1351, 1352, 1353, 1354, 1355, 1356, 1360, 1361, 1362, 1363, 1364, 1365, 1366, 1370, 1371, 1372, 1373, 1374, 1375, 1400, 1401, 1402, 1403, 1404, 1405, 1406, 1410, 1411, 1412, 1413, 1414, 1415, 1416, 1417, 1418, 1420, 1421, 1422, 1423, 1424, 1425, and Article 15 text |
| 12/11/07 | AMEND: 300 | 08/21/07 | AMEND: 932, 934.1 |
| 12/10/07 | AMEND: 1005, 1007, 1008 | 08/07/07 | AMEND: 794 |
| 10/15/07 | AMEND: 1053, 1054, 1055, 1058, 1070 | 07/25/07 | AMEND: 156.00 |
| 09/28/07 | AMEND: 51.19 | Title 13, 17 | |
| 08/08/07 | AMEND: 1005, 1007, 1008 | 09/12/07 | ADOPT: 93116.3.1 of title 17 AMEND: 2451, 2452, 2453, 2455, 2456, 2458, 2459, 2460, 2461, and 2462 of title 13, 93116.1, 93116.2, and 93116.3 of title 17 |
| 08/01/07 | AMEND: 1070, 1081, 1082 | Title 14 | |
| 08/01/07 | AMEND: 1070, 1081, 1082 | 12/17/07 | AMEND: 17210.2, 17210.4, 17855.2, 17862, 17867 |
| 07/31/07 | ADOPT: 999.100, 999.101, 999.102, 999.108, 999.114, 999.115, 999.121, 999.122, 999.128, 999.129, 999.130, 999.131, 999.132, 999.133, 999.134, 999.135, 999.136, 999.137, 999.138, 999.139, 999.140, 999.141, 999.142, 999.143, 999.144, 999.145, 999.146, 999.147, 999.148, 999.149, 999.150, 999.151, 999.152, 999.153, 999.154, 999.165, 999.166, 999.167, 999.168, 999.169, 999.170, 999.171, 999.172, 999.173, 999.174, 999.175, 999.176, 999.177, 999.178, 999.179, 999.190, 999.191, 999.192, 999.193, 999.194, 999.195, 999.196, 999.197, 999.203, 999.204, 999.205, 999.206, 999.207, 999.208, 999.209, 999.210, 999.211, 999.217, 999.218, 999.219, 999.220, 999.221, 999.222, 999.223 | 12/17/07 | AMEND: 632 |
| | | 12/14/07 | ADOPT: 700.4, 700.5 AMEND: 1.74, 29.15, 116, 300, 551, 705 |
| Title 13 | | 11/29/07 | ADOPT: 916.9.1, 936.9.1, 916.9.2, 936.9.2, 916.11.1, 936.11.1, 923.9.1, 943.9.1, 923.9.2, 943.9.2 AMEND: 859.1, 916.9, 936.9, 956.9, 923.9, 943.9, 963.9 |
| 12/10/07 | AMEND: 553.70 | 11/29/07 | AMEND: 895.1, 1052, 1052.1, 1052.4 |
| 12/05/07 | ADOPT: 2166, 2166.1, 2167, 2168, 2169, 2170, 2171, 2172, 2172.1, 2172.2, 2172.3, 2172.4, 2172.5, 2172.6, 2172.7, 2172.8, 2172.9, 2173, 2174 AMEND: 1956.8, 1958, 1961, 1976, 1978, 2111, 2122, 2136, 2141, Incorporated Test Procedures | 11/29/07 | ADOPT: 1093, 1093.1, 1093.2, 1093.3, 1093.4, 1093.6 AMEND: 895, 895.1, 1037 |
| 11/09/07 | AMEND: 1968.2, 1968.5, 2035, 2037, 2038 | 11/28/07 | AMEND: 163, 164 |
| 11/08/07 | AMEND: 423.00 | 11/13/07 | AMEND: 1038(i) |
| 10/23/07 | AMEND: 156.00 | 11/07/07 | AMEND: 550, 551, 552 |
| 10/22/07 | AMEND: 1090 | 11/05/07 | AMEND: 825.05 |
| 10/17/07 | AMEND: 811, 813 | 10/25/07 | AMEND: 502 |
| 10/16/07 | AMEND: 425.01 | 10/24/07 | AMEND: 895.1, 898, 914.8, 916, 916.2, 916.9, 916.11, 916.12, 923.3, 923.9, 934.8, 936, 936.2, 936.9, 936.11, 936.12, |
| 10/15/07 | AMEND: 2023.1, 2023.3, 2023.4 | | |
| 10/12/07 | AMEND: 1201, 1212, 1212.5, 1213, 1234 | | |

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| | 943.3, 943.9, 954.8, 956, 956.2, 956.9, 956.11, 956.12, 963.3, 963.9 | 11/26/07 | ADOPT: 4400, 4402, 4404, 4406, 4420, 4422, 4424, 4426, 4428, 4443, 4500, 4520, 4522, 4540, 4542 |
| 10/16/07 | ADOPT: 1.46, 28.38, 28.41, 28.42 AMEND: 1.17, 1.59, 27.60, 27.90, 28.59, 159, 195 | 11/26/07 | ADOPT: 4580 |
| 10/12/07 | AMEND: 815.05 | 11/21/07 | AMEND: 998 |
| 10/09/07 | AMEND: 29.85 | 11/19/07 | AMEND: 1749 |
| 09/19/07 | AMEND: 502, 509 | 11/07/07 | AMEND: 1523 |
| 08/29/07 | AMEND: 251.7, 257, 300, 600 | 11/02/07 | ADOPT: 4440, 4442, 4444, 4446, 4448, 4450, 4452, 4470, 4472, 4474, 4476, 4478, 4480, 4482, 4484 |
| 08/22/07 | AMEND: 165, 245—App. A, 632 | | |
| 07/30/07 | ADOPT: 17987, 17987.1, 17987.2, 17987.3, 17987.4, 17987.5 | 10/31/07 | AMEND: 1707.2 |
| 07/27/07 | ADOPT: 15155, 15190.5, 15191, 15192, 15193, 15194, 15195, 15196, AMEND: 15053, 15061, 15062, 15072, 15073, 15074, 15082, 15087, 15105, 15179, 15180, 15186 REPEAL: 15083.5 | 10/05/07 | AMEND: 306, 306.1, 310, 390, 390.2, 390.3, 390.4, 390.5 |
| 07/19/07 | AMEND: 4970.50 | 10/04/07 | AMEND: 1399.678 |
| Title 14, 27 | | 10/01/07 | AMEND: 3394.6 |
| 10/17/07 | Title 14: 18050, 18051, 18060, 18070, 18072, 18075, 18077, 18078, 18081, 18104.4, 18105.4, 18105.6, 18209, 18304, 18304.2, 18306, 18307, 18831 Title 27: 21563, 21615, 21620, 21650, 21680 | 09/20/07 | AMEND: 2649 |
| | | 09/17/07 | ADOPT: 973, 973.1, 973.2, 973.3, 973.4, 973.5, 973.6 |
| | | 09/11/07 | AMEND: 950.10 |
| | | 09/11/07 | ADOPT: 2520.4, 2520.5, 2577.5, 2577.6 AMEND: 2518.6, 2523, 2523.2, 2523.5, 2523.6, 2576.6, 2579.2, 2579.4, 2579.7, 2579.8 REPEAL: 2523.1, 2579.3 |
| Title 15 | | 08/28/07 | ADOPT: 1351.1 |
| 12/18/07 | AMEND: 3052, 3054.1 | 08/28/07 | ADOPT: 1315.03, 1326 AMEND: 1325.4 |
| 12/11/07 | AMEND: 176 | 08/03/07 | AMEND: 1399.541 |
| 11/29/07 | AMEND: 2600.1 | 08/03/07 | AMEND: 2036, 2036.5 |
| 11/29/07 | AMEND: 2616 | 08/01/07 | AMEND: 3340.16, 3340.42, 3392.2 |
| 10/22/07 | REPEAL: 3999.1.8, 3999.1.9, 3999.1.10, 3999.1.11 | Title 17 | |
| 10/18/07 | ADOPT: 3486 AMEND: 3482, 3484, 3485 | 11/16/07 | AMEND: 57310, 57332 |
| 10/16/07 | AMEND: 3000, 3045.2, 3170.1, 3176, 3177, 3815 | 11/08/07 | AMEND: 94508, 94509, 94510, 94511, 94512, 94513, 94514, 94515, 94523 |
| 10/09/07 | ADOPT: 2536.1 | 10/29/07 | AMEND: 93119 |
| 10/01/07 | ADOPT: 3075.4 AMEND: 3000 | 09/24/07 | ADOPT: 93102.1, 93102.2, 93102.3, 93102.4, 93102.5, 93102.6, 93102.7, 93102.8, 93102.9, 93102.10, 93102.11, 93102.12, 93102.13, 93102.14, 93102.15, and 93102.16 AMEND: 93102 |
| 09/05/07 | AMEND: 3000, 3315, 3323, 3341.5 | 09/18/07 | ADOPT: 93115.1, 93115.2, 93115.3, 93115.4, 93115.5, 93115.6, 93115.7, 93115.8, 93115.9, 93115.10, 93115.11, 93115.12, 93115.13, 93115.14, 93115.15 AMEND: 93115 |
| 08/13/07 | AMEND: 3190, 3191 | 08/28/07 | ADOPT: 2641.56, 2641.57 AMEND: 2641.30, 2641.45, 2641.55, 2643.5, 2643.10, 2643.15 REPEAL: 2641.75, 2641.77 |
| Title 16 | | 08/27/07 | AMEND: 93300.5 |
| 12/18/07 | AMEND: 1707, 1709.1, 1715, 1717, 1746, 1780.1, 1781, 1787, 1790, 1793.8, Form 17M–13, Form 17M–14 REPEAL: 1786 | | |
| 12/13/07 | ADOPT: 1044.4 AMEND: 1044, 1044.1, 1044.3, 1044.5 | | |
| 11/30/07 | AMEND: 1805, 1806, 1816, 1816.1, 1816.2, 1816.4, 1816.6, 1854, 1856, 1858 REPEAL: 1833.3, 1855, 1857 | | |

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| 08/08/07 | ADOPT: 94201.1 AMEND: 94201, 94202, 94203, 94204, 94207, 94208, 94209, 94210, 94211, 94212 | (renumber to 66270.69.3), 67800.5 (renumber to 66270.69.4) |
| 07/30/07 | AMEND: 2500, 2502, 2505 | 09/05/07 AMEND: 4427 |
| 07/24/07 | ADOPT: 100085 | 08/31/07 AMEND: 12805 |
| Title 18 | | 08/08/07 ADOPT: 96040, 96041, 96042, 96043, 96044, 96045, 96046, 96050 AMEND: 96000 |
| 11/21/07 | AMEND: 4703 | 07/18/07 AMEND: 4401.5 REPEAL: 4401, 4402, 4432, 4441 |
| 11/08/07 | ADOPT: 474 | 07/18/07 ADOPT: 69109 AMEND: 69100, 69101, 69102, 69103, 69104, 69105, 69106, 69107, 69108 |
| 07/30/07 | AMEND: 1591.2 | |
| 07/30/07 | AMEND: 1591 | |
| 07/30/07 | AMEND: 1591.4 | |
| 07/26/07 | AMEND: 1586 | |
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| 12/18/07 | AMEND: 2510, 2520, 2530, 2540, 2550 | 08/07/07 ADOPT: 86500, 86501, 86505, 86505.1, 86506, 86507, 86508, 86509, 86510, 86511, 86512, 86517, 86518, 86519, 86519.1, 86519.2, 86520, 86521, 86522, 86523, 86524, 86526, 86527, 86528, 86529, 86531, 86531.1, 86531.2, 86534, 86535, 86536, 86540, 86542, 86544, 86545, 86546, 86552, 86553, 86554, 86555, 86555.1, 86558, 86559, 86561, 86562, 86563, 86564, 86565, 86565.2, 86565.5, 86566, 86568.1, 86568.2, 86568.4, 86570, 86572, 86572.1, 86572.2, 86574, 86575, 86576, 86577, 86578, 86578.1, 86579, 86580, 86586, 86587, 86587.1, 86587.2, 86588 AMEND: 11-400c, 11-402, 45-101(c), 45-202.5, 45-203.4, 45-301.1 |
| 10/31/07 | AMEND: 2040 | |
| 10/01/07 | AMEND: 2600 | |
| Title 20 | | |
| 11/29/07 | AMEND: 1601, 1602, 1605.3, 1606 | |
| 10/16/07 | ADOPT: 2900, 2901, 2902, 2903, 2904, 2905, 2906, 2907, 2908, 2909, 2910, 2911, 2912, 2913 | |
| 08/22/07 | AMEND: 1602, 1604, 1606, 1607 | |
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| 12/13/07 | ADOPT: 64651.21, 64651.34, 64651.38, 64651.88, 64653.5, 64657, 64657.10, 64657.20, 64657.30, 64657.40, 64657.50 AMEND: 64650, 64651.10, 64651.50, 64651.53, 64651.60, 64652, 64652.5, 64653, 64654, 64655, 64658, 64660, 64661, 64662, 64663, 64664, 64666 | 12/18/07 AMEND: 2621, 2632, 2634, 2635, 2636, 2637, 2638, 2661, 2666, 2711, 2713 |
| 12/06/07 | ADOPT: 97930, 97930.1, 97930.2, 97930.3, 97930.4, 97930.5, 97930.6, 97930.7, 97930.8, 97930.9, 97930.10 | 12/07/07 ADOPT: 3919 |
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| 11/08/07 | ADOPT: 72038, 72077.1, 72329.1 AMEND: 72077, 72329 | 11/07/07 ADOPT: 3915 |
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| 10/23/07 | AMEND: 4400, 4409.1, 4415 REPEAL: 4440.1 | 08/21/07 ADOPT: 3979.2 |
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| 10/16/07 | AMEND: 10100 REPEAL: 10101 | 08/16/07 ADOPT: 3939.26 |
| 10/03/07 | AMEND: 67386.5, 67386.6, 67386.11 | 08/15/07 AMEND: 3939.10 |
| 09/18/07 | ADOPT: 64432.3, 64432.8 AMEND: 64413.1, 64431, 64432, 64447.2, 64463.1, 64465, 64481 REPEAL: 64450 | 08/14/07 ADOPT: 3939.25 |
| 09/06/07 | ADOPT: 66270.69.2 AMEND: 66270.67 (renumber to 66270.69.5), 66270.69 (renumber to 66270.69.1), 67800.1 | 08/09/07 ADOPT: 3949.4 |
| | | 08/02/07 ADOPT: 3967 |

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